

**Studies Compilation**  
**2009 Legislative Interim Study Information**  
Issued by the Legislative Services Agency, Legal Services Division  
[draft as of 6/3/09]

This compilation provides a description of studies and studies-related information for consideration by the Studies Committee of the Legislative Council. Except for the list of executive branch studies, items are listed in bill or resolution order. Attached to the compilation is a copy of the relevant portion of the original legislation that caused the item to be included. Each attachment item is marked to correspond with the listing number; for example, item 1 under part A is marked as A-1.

**A. Study Which Was Requested to be Continued From the 2008 Legislative Interim**

**1. Criminal Code Reorganization Study Committee**

At its January 15, 2009, meeting, the Study Committee agreed to request Legislative Council authorization for the Committee to continue its work for two additional years.

Origins: Meet during the 2007 and 2008 interims to consider proposals for Criminal Code revisions, reorganization, and updates.

Members: 3 Senate/3 House/8 Voting Public Members appointed by leaders to represent each of the following: professor from University of Iowa College of Law, professor from Drake University Law School, district court judge, Iowa Attorney General, State Public Defender, Iowa County Attorneys Association, Iowa Board of Parole, and Department of Corrections.

Meeting Days: 2 meetings held in 2007; 3 meetings held in 2008; and 1 on 5/21/09.

**B. Mandated Legislative Studies in Code or 2009 Legislation Adopted by the General Assembly**

1. The **Legislative Health Care Coverage Commission** is created under the authority of the Legislative Council, with administrative support to be provided by the Legislative Services Agency (LSA). Four legislators and certain agency directors or their designees are ex officio, nonvoting members. Eleven public members representing consumers and various interests are to be appointed as voting members by the Legislative Council. The Legislative Council is required to appoint a chairperson and vice chairperson from the voting membership. An appropriation of \$200,000 for costs associated with the commission is made to LSA in 2009 Iowa Acts, HF 820, §65, as amended by SF 478, §160. The

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commission is required to complete its deliberations by July 1, 2011, and provide progress reports on January 1, 2010, and 2011. (2009 Iowa Acts, SF 389, §1; HF 820, §65; and SF 478, §160—see also consultant qualification criteria proposed in HCR 9 in Item D-3)

2. The Legislative Council is required to establish a job training interim study committee to examine various **job training issues** and needs listed in the legislation. The Legislative Council is required to consider providing funding for hiring of a private consultant to identify duplicative programs that contribute to the fragmentation of job training efforts. (2009 Iowa Acts, SF 478, §188)
3. The chairpersons of the Joint Appropriations Subcommittee on Health and Human Services are required to consult with the subcommittee's ranking members in appointing a task force of stakeholders to **address the service system administered by counties for adult mental health and developmental disabilities services**. The task force is required to address both funding and service issues and may utilize a facilitator to assist with the process. (2009 Iowa Acts, HF 811, §56)
4. The **Public Retirement Systems Committee** is a permanent legislative committee that normally meets during the interim in odd-numbered years to review and evaluate all public retirement systems in place in Iowa, including the Iowa Public Employees' Retirement System (IPERS), the Municipal Fire and Police Retirement System of Iowa (Code Chapter 411), the Department of Public Safety Peace Officers' Retirement System (PORS), the Judicial Retirement System, and TIAA-CREF. (Code §97D.4)
5. A review of the **school finance formula** is required every five years by a legislative committee with the first review to be reported in January 2005. (2000 Iowa Acts, ch.1186, §2; Code §257.1(4))

### **C. Legislative Study Requests in Enacted Legislation**

1. The Legislative Council is requested to establish an interim study to evaluate the need for **statewide broadband access**, the extent to which such access exists, and the necessity for and content of a statewide broadband policy. The review is to be limited to the provisions of the Federal Communications Code and other federal laws affecting implementation of broadband. (2009 Iowa Acts, SF 372, §1—see also resolution request in Item D-4 and board created in Item E-11)
2. The Legislative Council is requested to establish an interim study committee to **identify strategies and solutions to address problems arising from inappropriate medication use in the health care system**. In addition to legislators, members would include representatives of the Department of Public Health, the Iowa Pharmacy Association, the Iowa Medical Society, the Iowa Nurses Association, Wellmark Blue Cross-Blue Shield, the Principal Financial Group, the

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University of Iowa College of Public Health, the Iowa Retail Federation, the Prevention and Chronic Care Management Advisory Council (Code §135.161), the Medical Home System Advisory Council (Code §135.159), the Iowa Healthcare Collaborative (Code §135.40), the Health Policy Corporation of Iowa, and the Iowa Foundation for Medical Care. (2009 Iowa Acts, HF 811, §40)

#### **D. Legislative Study and Permanent Committee Requests in Adopted or Filed Resolutions**

1. Establish **multigenerational and sustainable housing task force to address the barriers to citizens aging-in-place** and to facilitate multigenerational or sustainable living arrangements in communities across the state. (SCR 3)
2. Review **licensure of professional midwives. See also letter request in Item E-3.** (SR 22)
3. Apply **various qualifications for any person selected to assist the Legislative Health Care Coverage Commission—see Item B-1.** (HCR 9)
4. Form an interim study committee to make recommendations relating to development and implementation of a **statewide wireless broadband network.** See also Item C-1 and Item F-11. (HR 24)
5. Study the **county emergency management system.** (HR 30—By Committee on Rebuild Iowa and Disaster Recovery)

#### **E. Legislative Study Requests Addressed in a Press Release or Submitted in a Letter or Memo**

1. Explore opportunities for fundamentally **reorganizing state government to increase efficiency.** (April 9, 2009, press release by Senator Staci Appel and Representative Mary Mascher, Chairpersons of the Senate and House Committees on State Government)
2. Consider regulation and other issues connected with the **care of dogs, cats, and other pets in commercial establishments and enterprises.** (Memo from Senator Joe Seng)
3. Study issues connected with **requiring licensure of midwives.** (April 16, 2009, letter from Representative Mascher—see also resolution request in Item D-2)
4. Study abandoned or unused **underground utility facilities.** (April 25, 2009, letter from Representative Steven Lukan)
5. Consider forming a bipartisan **school reorganization** task force to review the administrative structure of school districts and recommend options to significantly reduce the number of school district administrators and administrative costs. (April 16, 2009, letter from Senator Matt McCoy)

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6. Consider ways to promote and expand Iowa's biodiesel industry. (May 7, 2009, letter from Representative Sharon Steckman)
7. Review state and local government purchasing provisions and consider requiring the Department of Administrative Services to enter into a multiple source furniture purchasing contract. (May 15, 2009, letter from Representative Nathan Reichert)

## **F. Executive Branch Studies Involving Legislative Appointments or a Special Directive**

### **Administration and Regulation-related Items**

1. The **Lean Enterprise Office** is established in the Department of Management to use lean business system tools and enterprises as part of performance management of executive branch agencies and to lead relations with the General Assembly regarding lean work in state government. (2009 Iowa Acts, SF 98, to be codified at Code §8.70)
2. The Department of Administrative Services is required to conduct a **job evaluation study** to determine whether the job classification and grade levels of state employees are properly determined. (2009 Iowa Acts, SF 478, §21) **VETOED BY THE GOVERNOR**
3. The Department of Administrative Services is required to consult with the Department of Management to implement a policy to increase the executive branch ratio of employees per supervisor, also known as **span of control**. The policy is subject to various exemptions, restrictions, and requirements, and reports to the Governor and General Assembly are due by April 1, 2010, and 2011. (Code §8A.402(2)(g), as enacted by 2009 Iowa Acts, SF 478, §27) **THE GOVERNOR ITEM VETOED A REQUIREMENT FOR NOTIFICATION OF THE LEGISLATIVE FISCAL COMMITTEE PRIOR TO REDUCTION IN POSITIONS AND FOR QUARTERLY REPORTS TO THE LEGISLATIVE FISCAL COMMITTEE AND LEGISLATIVE COUNCIL CONCERNING OUT-OF-STATE TRAVEL.**

### **Agriculture and Natural Resources Items**

4. **\*\*The Upland Game Bird Study Advisory Committee** is established to study the best way to maintain sustainable, socially acceptable populations of pheasants and quail in the state while maximizing and balancing the economic value of upland game bird hunting to Iowa's economy with the needs of the agricultural industry. The committee is required to submit a final report to the Governor and General Assembly by January 10, 2010. The membership includes four members of the General Assembly, with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of

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Representatives, and Minority Leader of the House of Representatives.  
(2009 Iowa Acts, HF 722, §49)

#### **Disaster Recovery-related Items**

8. \*\*The **Rebuild Iowa Coordinating Council** is created as part of the Rebuild Iowa Office consisting of various agency designees. The membership also includes four members of the General Assembly, with one each appointed by the Senate President, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (2009 Iowa Acts, HF 64, §10)

#### **Economic Development and Commerce-related Items**

##### **Education-related Items**

9. The State Board of Regents, jointly with the Department of Education and the Liaison Advisory Committee on Transfer Students, is required to submit an annual update to the General Assembly on **articulation efforts and activities implemented by the community colleges and the regents institutions**. (Code §262.9(32)(i), as enacted by 2009 Iowa Acts, HF 815, §3)
10. \*\*The state compact and council on **educational opportunity for military children** are created. The council membership includes one legislator jointly appointed by the President of the Senate and Speaker of the House of Representatives. (New Code Chapter 256G, as enacted by 2009 Iowa Acts, HF 214, §1(8) and 2)
11. The Director of the Department of Education is required to report annually to the General Assembly regarding the necessity of any **waiver of statutory obligations for school districts due to a disaster**. (Code §256.9(62), as enacted by 2009 Iowa Acts, SF 81, §3)
12. \*\*A permanent **advisory council for the education research and development school** located at the University of Northern Iowa is created. In addition to various education interests, the membership includes two senators and two members of the House of Representatives. (Code §256G.4, as enacted by 2009 Iowa Acts, SF 470, §52)
13. The Department of Education is required to convene a working group consisting of various education stakeholders to review various **support programs and services for students affected by the increase in the compulsory school attendance age from 16 to 18**. (2009 Iowa Acts, SF 478, §160)

##### **Environment, Energy, and Utility-related Items**

14. \*\*The **Comprehensive Recycling Planning Task Force** established by 2008 Iowa Acts, HF 2570, §11 to make recommendations to the

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- Governor and General Assembly is extended by one year until January 1, 2010, to address the statewide recycling programs, bottle bill, recyclable materials, litter, and other types of waste. The membership is expanded from 25 to 31 voting members along with nonvoting legislative members consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (2009 Iowa Acts, HF 826, §11)
15. \*\*The Utilities Board, the Economic Development Board, and the Iowa Telecommunications and Technology Commission are required to establish a new **Joint Governance Board for Broadband** to do broadband access planning and grant activities. The membership of the board includes nonvoting legislative members consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (2009 Iowa Acts, SF 376, §13(5))

#### **Health-related Items**

16. \*\*The **Governmental Public Health Advisory Council** is created in the Department of Public Health consisting of various persons with health expertise. The membership includes four nonvoting legislative members consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (Iowa Code §135A.4, as enacted by 2009 Iowa Acts, HF 811, §118)
17. The executive committee of the **Electronic Health Information Advisory Council** created in Code §135.156 is required to work with the advisory council and the Department of Public Health to review the electronic exchange of information by health care providers for the purpose of treatment and to report to the Governor and General Assembly by December 15, 2009. (2009 Iowa Acts, HF 811, §135)

#### **Human Rights-related Items**

18. The **Department of Human Rights** is required to examine the **organization and duties** of the department and whether reorganizing the structure could provide enhanced services in a more efficient manner, and to report to the General Assembly by January 1, 2010. (2009 Iowa Acts, HF 809, §12(11))
19. The **Iowa Collaboration for Youth Development Council** and the **State of Iowa Youth Advisory Council** are to be established pursuant to the Code provisions pertaining to the Division of Criminal and Juvenile Justice Planning of the Department of Human Rights. No legislative appointments are required. (2009 Iowa Acts, HF 315, §1)

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## **Human Services-related Items**

20. Department of Human Services (DHS) is required to issue a request for proposals to use various **data techniques to address provider overpayments, underpayments, and fraud within the Iowa Medicaid Enterprise** for the period of July 1, 2006, through June 30, 2009. (2009 Iowa Acts, SF 478, §180)
21. **\*\*The membership of the DHS primary policy body, the Council on Human Services, is expanded to include four nonvoting legislative members** consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (Code §217.2, as amended by 2009 Iowa Acts, HF 562, §1)
22. DHS is required to review the feasibility of **expanding categorical Food Assistance Program eligibility to at least 160 percent of the federal poverty level**. The review is required to be submitted to the human services-related legislators on or before December 15, 2009. (2009 Iowa Acts, HF 811, §6(6))
23. Legislative intent is provided for the Autism Council and DHS to review the option of implementing an **autism waiver under the Medicaid program**. The council is required to submit recommendations concerning the option to the General Assembly by January 15, 2010. (2009 Iowa Acts, HF 811, §9(19))
24. DHS is required to issue a request for proposals to implement a **correct coding initiative for reimbursement claims under the Medicaid program**. (2009 Iowa Acts, HF 811, §9(20))
25. DHS is required to submit a proposal for **closure of one State Mental Health Institute (MHI)** and consolidating the services provided at the other MHIs. The proposal is required to be coordinated with the task force performing an in-depth review of the MHIs and submitted to the Governor and General Assembly by December 15, 2009. (2009 Iowa Acts, HF 811, §22(2))
26. DHS is required to staff a task force to be appointed by the Governor to conduct an in-depth review of the four **State Mental Health Institutes**. The task force is not required to include legislators. The task force report is required to be coordinated with the DHS proposal for closure of one MHI, and submitted to the Governor and General Assembly by December 15, 2009. (2009 Iowa Acts, HF 811, §22(3))
27. DHS is authorized to **reorganize field operations and general administration**, if necessary, to address funding reductions. Before implementation, a detailed proposal is required to be submitted to various legislators and legislative staff. (2009 Iowa Acts, HF 811, §28(3)) **ITEM VETOED BY THE GOVERNOR**

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28. The **Iowa Hospital Association** is directed to submit information on actions taken to increase compensation and other related expenditures for staff who provide **direct care to patients** to the General Assembly's standing committees on government oversight. (2009 Iowa Acts, HF 811, §32)
29. Legislative intent is provided for DHS to continue to convene the **workgroup to develop a quality improvement process for nursing facilities**. (2009 Iowa Acts, HF 811, §33)
30. The departments of Elder Affairs, Public Health, Human Services, and Veterans Affairs are required to collaborate to develop a **plan to reduce their budgets beginning in FY 2010-2011 by 5 percent**. (2009 Iowa Acts, HF 811, §35) **ITEM VETOED BY THE GOVERNOR**
31. DHS is required to consult with the Department of Management for participation in the **Lean Government Exchange** to improve efficiency and to periodically report to legislators and legislative staff. (2009 Iowa Acts, HF 811, §39)
32. The **Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission** and the **Mental Health Planning Council** established pursuant to federal requirements or their officers are required to hold joint quarterly meetings during FY 2009-2010 to coordinate efforts. (2009 Iowa Acts, HF 811, §57)

#### **Justice System-related Items**

33. The Board of Parole is required to submit a status report on the **Certificate of Employability Program** to the General Assembly by January 1, 2009. (2008 Iowa Acts, ch. 1180 - HF 2660, §18)
34. DHS and the juvenile court are required to work jointly to study the **provision of child abuse information to juvenile court services** concerning children under juvenile court supervision. A final report is required to be submitted to the Governor, Supreme Court, and the General Assembly by December 15, 2009. (2009 Iowa Acts, HF 811, §17)
35. Legislative intent is stated for each judicial district department of correctional services to **report the use of drug court funds** to certain legislators and legislative staff involved with the justice system. (2009 Iowa Acts, SF 478, §68)
36. \*\*The Governor's Office of Drug Control Policy is required to establish a **Pseudoephedrine Advisory Council**. The membership includes various pharmacy-related interests and four nonvoting legislative members consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (Code §124.212C, as enacted by 2009 Iowa Acts, SF 237, §5)

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37. \*\*The membership of the **Public Safety Communications Interoperability Board** is revised and legislative representation is added consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (Code §80.28, as amended by 2009 Iowa Acts, SF 108, §2)

#### **Labor and Employment-related Items**

38. \*\*The nonvoting, ex officio membership of the **Workforce Development Board** is expanded from eight to 12 members to include representatives of the following: vocational rehabilitation, Department of Education, Department of Economic Development, and U.S. Department of Labor. The membership already includes four legislators. (Code §84A.1A, as amended by 2009 Iowa Acts, SF 82, §1)

#### **Local Government-related Items**

39. \*\*The **Mississippi River Partnership Council** is established as a forum for city, county, state, agriculture, business, conservation, and environmental representatives and other stakeholders to discuss matters relevant to the health, management, and use of the Mississippi River. The membership has 30 voting members, 20 of whom are appointed to represent cities and counties along the river, and includes four nonvoting legislative members consisting of two legislators from each chamber with one each appointed by the Senate Majority Leader, Senate Minority Leader, Speaker of the House of Representatives, and Minority Leader of the House of Representatives. (Code §28N.2, as enacted by 2009 Iowa Acts, HF 756, §2)

#### **Public Employment-related Items**

40. The Legislative Services Agency is required to annually review **salaries paid to employees of Code Chapter 28E entities and those paid under a contract with the Department of Workforce Development**. The study findings are to be submitted to the chairpersons and ranking members of the Joint Appropriations Subcommittee on Economic Development. The Department of Management is required to accurately reflect the number of employees within the Department of Workforce Development. The **Auditor of State is required to annually audit the department and the accountability of the department programs**. (2008 Iowa Acts, ch. 1190 - HF 2699, §17)

#### **Taxation-related Items**

41. The Department of Revenue is required to initiate and coordinate the establishment of an **Industrial Processing Exemption Study Committee**. The statute does not require legislative appointments. The

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committee is required to report annually to the General Assembly on January 1, 2006, through January 1, 2013. (2005 Iowa Acts, ch. 77 (HF 313), §§1 and 2)

42. The **Utility Replacement Tax Task Force** is continued through January 1, 2010. The statute does not require legislative appointments. (Code §437A.15(7)).

#### **Transportation and Infrastructure-related Items**

43. The **Iowa Jobs Board** is created and located for administrative purposes within the Iowa Finance Authority. The 11 voting members are comprised of six members of the public and the remainder are the directors of various state agencies or their designees. There are no legislative appointees. (Code §16.191, as enacted by 2009 Iowa Acts, SF 376, §5)

#### **Veterans-related Items**

### **G. Mandatory Future Legislative-related Studies**

1. The Government Oversight Committee is required to review the priorities of **distribution of E911 funds** at least every two years. (Code §34A.7A(3), as amended by 2009 Iowa Acts, SF 334(4))
2. Effective January 1, 2012, a **Property Assessment Appeal Board Review Committee** is established to review the activities of the Property Assessment Appeal Board created in 2005 Iowa Acts, HF 868. The membership of the committee includes six members of the General Assembly. (2005 Iowa Acts, ch. 150 (HF 868), §121; codified at Code §421.1A)
3. The Auditor of State, in consultation with the Department of Transportation and the Iowa County Treasurers Association, is required to study the fiscal impact of the **county driver's license issuance program** every four years. The initial report was due January 1, 2006. (Code §321M.9(4))

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## **Criminal Code Reorganization Study Committee**

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prior to enactment. The Committee also agreed to request the Legislative Council permit the Committee to continue the work of the Committee for two additional years.

### **V. Materials Filed With the Legislative Services Agency**

The following materials listed were distributed at or in connection with the meeting and are filed with the Legislative Services Agency. The materials may be accessed from the <Additional Information> link on the Committee's Internet web page:

<http://www.legis.state.ia.us/aspx/Committees/Committee.aspx?id=211>.

1. Summary of OWI Proposal–Drake University Law School.
2. Drake University Law School OWI Proposal.
3. Public Safety Advisory Board Proposal.
4. Latest CJIS Recommendations.
5. Limited Jurisdiction Task Force Recommendations.

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## Senate File 389 - Enrolled

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1 1 SENATE FILE 389  
1 2  
1 3 AN ACT  
1 4 RELATING TO HEALTH CARE, HEALTH CARE PROVIDERS, AND HEALTH  
1 5 CARE COVERAGE, PROVIDING RETROACTIVE AND OTHER EFFECTIVE  
1 6 DATES AND PROVIDING REPEALS.  
1 7  
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 9  
1 10 DIVISION I  
1 11 LEGISLATIVE HEALTH CARE COVERAGE COMMISSION  
1 12 Section 1. LEGISLATIVE HEALTH CARE COVERAGE COMMISSION.  
1 13 1. A legislative health care coverage commission is  
1 14 created under the authority of the legislative council.  
1 15 a. The commission shall include the following persons who  
1 16 are ex officio, nonvoting members of the commission:  
1 17 (1) The commissioner of insurance, or a designee.  
1 18 (2) The director of human services, or a designee.  
1 19 (3) The director of public health, or a designee.  
1 20 (4) Four members of the general assembly, one appointed by  
1 21 the speaker of the house of representatives, one appointed by  
1 22 the minority leader of the house of representatives, one  
1 23 appointed by the majority leader of the senate, and one  
1 24 appointed by the minority leader of the senate.  
1 25 b. The commission shall include the following persons who  
1 26 are voting members of the commission and who are appointed by  
1 27 the legislative council:  
1 28 (1) A person who represents large employers.  
1 29 (2) A person who represents Iowa insurers.  
1 30 (3) A person who represents health underwriters.  
1 31 (4) A health care provider.  
1 32 (5) A person who represents labor.  
1 33 (6) A consumer who represents the pre-Medicare population.  
1 34 (7) A consumer who represents middle-income adults and  
1 35 families.  
2 1 (8) A consumer who represents low-income adults and  
2 2 families.  
2 3 (9) A person who represents small businesses.  
2 4 (10) A person who represents nonprofit entities.  
2 5 (11) A person who represents independent insurance agents.  
2 6 2. The legislative council may employ or contract with a  
2 7 person or persons to assist the commission in carrying out its  
2 8 duties. The person or persons employed or contracted with to  
2 9 assist the commission shall gather and coordinate information  
2 10 for the use of the commission in its deliberations concerning  
2 11 health reform initiatives and activities related to the  
2 12 medical home system advisory council, the electronic health  
2 13 information advisory council and executive committee, the  
2 14 prevention and chronic care management advisory council, the  
2 15 direct care worker task force, the health and long-term care  
2 16 access technical advisory committee, the clinicians advisory  
2 17 panel, the long-term living initiatives of the department of  
2 18 elder affairs, medical assistance and hawk-i program

2 19 expansions and initiatives, prevention and wellness  
 2 20 initiatives including but not limited to those administered  
 2 21 through the Iowa healthy communities initiative pursuant to  
 2 22 section 135.27 and through the governor's council on physical  
 2 23 fitness and nutrition, health care transparency activities,  
 2 24 and other health care reform-related advisory bodies and  
 2 25 activities that provide direction and promote collaborative  
 2 26 efforts among health care providers involved in the  
 2 27 initiatives and activities. The legislative services agency  
 2 28 shall provide administrative support to the commission.  
 2 29 3. The legislative council shall appoint one voting member  
 2 30 as chairperson and one as vice chairperson. Legislative  
 2 31 members of the commission are eligible for per diem and  
 2 32 reimbursement of actual expenses as provided in section 2.10.  
 2 33 The consumers appointed to the commission are entitled to  
 2 34 receive a per diem as specified in section 7E.6 for each day  
 2 35 spent in performance of duties as a member, and shall be  
 3 1 reimbursed for all actual and necessary expenses incurred in  
 3 2 the performance of duties as a member of the commission.  
 3 3 4. The commission shall develop an Iowa health care reform  
 3 4 strategic plan which includes but is not limited to a review  
 3 5 and analysis of, and recommendations and prioritization of  
 3 6 recommendations for, the following:  
 3 7 a. Options for the coordination of a children's health  
 3 8 care network in the state that provides health care coverage  
 3 9 to all children without such coverage; utilizes, modifies, and  
 3 10 enhances existing public programs; maximizes the ability of  
 3 11 the state to obtain federal funding and reimbursement for such  
 3 12 programs; and provides access to private, affordable health  
 3 13 care coverage for children who are not otherwise eligible for  
 3 14 health care coverage through public programs.  
 3 15 b. Options for children, adults, and families to  
 3 16 transition seamlessly among public and private health care  
 3 17 coverage options.  
 3 18 c. Options for subsidized and unsubsidized health care  
 3 19 coverage programs which offer public and private, adequate and  
 3 20 affordable health care coverage including but not limited to  
 3 21 options to purchase coverage with varying levels of benefits  
 3 22 including basic or catastrophic benefits, an intermediate  
 3 23 level of benefits, and comprehensive benefits coverage. The  
 3 24 commission shall also consider options and make  
 3 25 recommendations for providing an array of benefits that may  
 3 26 include physical, mental, and dental health care coverage.  
 3 27 Affordable health care coverage options for purchase by adults  
 3 28 and families shall be developed with the goal of including  
 3 29 options for which the contribution requirement for all  
 3 30 cost-sharing expenses is no more than six and one-half percent  
 3 31 of family income.  
 3 32 d. Options to offer a program to provide coverage under a  
 3 33 state health or medical group insurance plan to nonstate  
 3 34 public employees, including employees of counties, cities,  
 3 35 schools, area education agencies, and community colleges, and  
 4 1 employees of nonprofit employers and small employers and to  
 4 2 pool such employees with the state plan.  
 4 3 e. The ramifications of requiring each employer in the  
 4 4 state with more than ten employees to adopt and maintain a  
 4 5 cafeteria plan that satisfies section 125 of the Internal  
 4 6 Revenue Code of 1986.  
 4 7 f. Options for development of a long-term strategy to  
 4 8 provide access to affordable health care coverage to the

4 9 uninsured in Iowa, particularly adults, and development of a  
 4 10 structure to implement that strategy including consideration  
 4 11 of whether to utilize an existing government agency or a newly  
 4 12 created entity.

4 13 5. As part of developing the strategic plan, the  
 4 14 commission shall collaborate with health care coverage experts  
 4 15 to do including but not limited to the following:

4 16 a. Design solutions to issues relating to guaranteed  
 4 17 issuance of insurance, preexisting condition exclusions,  
 4 18 portability, and allowable pooling and rating classifications.

4 19 b. Formulate principles that ensure fair and appropriate  
 4 20 practices relating to issues involving individual health care  
 4 21 policies such as rescission and preexisting condition clauses,  
 4 22 and that provide for a binding third-party review process to  
 4 23 resolve disputes related to such issues.

4 24 c. Design affordable, portable health care coverage  
 4 25 options for low-income children, adults, and families.

4 26 d. Design a proposed premium schedule for health care  
 4 27 coverage options which includes the development of rating  
 4 28 factors that are consistent with market conditions.

4 29 e. Design protocols to limit the transfer from  
 4 30 employer-sponsored or other private health care coverage to  
 4 31 state-developed health care coverage plans.

4 32 6. The commission may request from any state agency or  
 4 33 official information and assistance as needed to perform its  
 4 34 duties pursuant to this section. A state agency or official  
 4 35 shall furnish the information or assistance requested within  
 5 1 the authority and resources of the state agency or official.  
 5 2 This subsection does not allow the examination or copying of  
 5 3 any public record required by law to be kept confidential.

5 4 7. The commission shall provide progress reports to the  
 5 5 legislative council every quarter summarizing the commission's  
 5 6 activities.

5 7 8. The commission shall provide a progress report to the  
 5 8 general assembly by January 1, 2010, summarizing the  
 5 9 commission's activities thus far, that includes but is not  
 5 10 limited to recommendations and prioritization of  
 5 11 recommendations for subsidized and unsubsidized health care  
 5 12 coverage programs which offer public and private and adequate  
 5 13 and affordable health care coverage for adults. The  
 5 14 commission shall collaborate with health care coverage experts  
 5 15 to ensure that health care coverage for adults that is  
 5 16 consistent with the commission's recommendations and  
 5 17 priorities is available for purchase by the public by July 1,  
 5 18 2010.

5 19 9. The commission shall provide a report to the general  
 5 20 assembly by January 1, 2011, summarizing the commission's  
 5 21 activities since the previous annual report provided on  
 5 22 January 1, 2010, including but not limited to information  
 5 23 about health care coverage for adults, including enrollment  
 5 24 information, that was available for purchase by the public by  
 5 25 July 1, 2010, consistent with the commission's recommendations  
 5 26 and priorities, and including further recommendations and  
 5 27 prioritization of those recommendations.

5 28 10. The commission shall conclude its deliberations by  
 5 29 July 1, 2011, and shall submit a final report to the general  
 5 30 assembly by October 1, 2011, summarizing the commission's  
 5 31 activities particularly pertaining to the availability of  
 5 32 health care coverage programs for adults, analyzing issues  
 5 33 studied, and setting forth options, recommendations, and

5 34 priorities for an Iowa health care reform strategic plan that  
5 35 will ensure that all Iowans have access to health care  
6 1 coverage which meets minimum standards of quality and  
6 2 affordability. The commission may include any other  
6 3 information the commission deems relevant and necessary.  
6 4 11. This section is repealed on December 31, 2011.

House File 820, section 65, subsection 3:

3. There is appropriated from the human services  
37 1 reinvestment fund for the fiscal year beginning July 1, 2009,  
37 2 and ending June 30, 2010, the following amount to be used for  
37 3 the following designated purpose:  
37 4 For the legislative services agency to be used for costs  
37 5 associated with the legislative health care coverage  
37 6 commission created in 2009 Iowa Acts, Senate File 389, if  
37 7 enacted, or a similar legislative commission:  
37 8 ..... \$ 315,000  
37 9 Notwithstanding section 8.33, moneys appropriated in this  
37 10 subsection that remain unencumbered or unobligated at the  
37 11 close of the fiscal year shall not revert but shall remain  
37 12 available for expenditure for the purposes designated until  
37 13 the close of the fiscal year that begins July 1, 2010.

Senate File 478, section 160:

61 16 Sec. 160. COMPULSORY SCHOOL ATTENDANCE AGE == WORKING  
61 17 GROUP.  
61 18 1. Of the amount appropriated from the human services  
61 19 reinvestment fund created in 2009 Iowa Acts, House File 820,  
61 20 if enacted, to the legislative services agency for the fiscal  
61 21 year beginning July 1, 2009, and ending June 30, 2010,  
61 22 \$115,000 is transferred to the department of education to be  
61 23 used for costs associated with the working group convened  
61 24 pursuant to subsection 2.



77 7 Sec. 188. JOB TRAINING INTERIM STUDY COMMITTEE.

77 8 1. The legislative council shall establish a job training  
77 9 interim study committee to examine job training issues during  
77 10 the 2009 legislative interim period.

77 11 2. The study committee shall examine and make  
77 12 recommendations concerning job training needs in Iowa. The  
77 13 study committee shall focus on job training mechanisms that  
77 14 provide services to underserved populations in Iowa.  
77 15 Underserved populations include people making less than twenty  
77 16 thousand dollars per year, minorities, women, persons with  
77 17 disabilities, the elderly, and people convicted of felonies  
77 18 trying to re-enter society after release from prison.

77 19 3. The legislative council shall consider providing  
77 20 funding for the hiring of a private consultant to identify  
77 21 duplicative programs that contribute to the fragmentation of  
77 22 job training efforts. The study committee shall make  
77 23 recommendations for the removal of any such duplicative  
77 24 programs.

77 25 4. The committee shall submit a report to the general  
77 26 assembly.

77 11       Sec. 56. ADULT MENTAL HEALTH AND DEVELOPMENTAL  
77 12 DISABILITIES SERVICES SYSTEM TASK FORCE. The co-chairpersons  
77 13 of the joint appropriations subcommittee on health and human  
77 14 services, in consultation with the ranking members of the  
77 15 subcommittee, shall appoint a task force of stakeholders for  
77 16 the 2009 legislative interim to address the service system  
77 17 administered by counties for adult mental health and  
77 18 developmental disabilities services. The task force shall  
77 19 address both funding and service issues and may utilize a  
77 20 facilitator to assist the process. The task force shall  
77 21 submit a final report with recommendations to the governor and  
77 22 general assembly for action during the 2010 legislative  
77 23 session.

**97D.4 Public retirement systems committee established.**

1. A public retirement systems committee is established.

a. The committee shall consist of three members of the senate appointed by the majority leader of the senate, two members of the senate appointed by the minority leader of the senate, three members of the house of representatives appointed by the speaker of the house of representatives, and two members of the house of representatives appointed by the minority leader of the house of representatives.

b. Members shall be appointed prior to January 31 of the first regular session of each general assembly and shall serve for terms ending upon the convening of the following general assembly or when their successors are appointed, whichever is later. A vacancy shall be filled in the same manner as the original appointment and shall be for the remainder of the unexpired term of the vacancy.

c. The committee shall elect a chairperson and vice chairperson. Meetings may be called by the chairperson or a majority of the members.

2. The members of the committee shall be reimbursed for actual and necessary expenses incurred in the performance of their duties and shall be paid a per diem as specified in section 7E.6 for each day in which they engaged in the performance of their duties. However, per diem compensation and expenses shall not be paid when the general assembly is actually in session at the seat of government. Expenses and per diem shall be paid from funds appropriated pursuant to section 2.12.

3. The committee shall:

a. Develop and recommend retirement standards and a coherent state policy on public retirement systems.

b. Continuously survey pension and retirement developments in other states and in industry and business and periodically review the state's policy and standards in view of these developments and changing economic and social conditions.

c. Review the provisions in the public retirement systems in effect in this state.

d. Review individually sponsored bills relating to the public retirement systems.

e. Review proposals from interested associations and organizations recommending changes in the state's retirement laws.

f. Study the feasibility of adopting a consolidated retirement system for the public employees of this state.

g. Make recommendations to the general assembly.

4. The committee may:

a. Contract for actuarial assistance deemed necessary, and the costs of actuarial studies are payable from funds appropriated in section 2.12, subject to the approval of the legislative council.

b. Administer oaths, issue subpoenas, and cite for contempt with the approval of the general assembly when the general assembly is in session and with the approval of the legislative council when the general assembly is not in session.

5. Administrative assistance shall be provided by the legislative services agency.

**257.1 State school foundation program - state aid.**

1. *Program established.* A state school foundation program is established for the school year commencing July 1, 1991, and succeeding school years.

2. *State school foundation aid - foundation base.*

a. For a budget year, each school district in the state is entitled to receive foundation aid, in an amount per pupil equal to the difference between the amount per pupil of foundation property tax in the district, and the combined foundation base per pupil or the combined district cost per pupil, whichever is less. However, if the amount of foundation aid received by a school district under this chapter is less than three hundred dollars per pupil, the district is entitled to receive three hundred dollars per pupil unless the receipt of three hundred dollars per pupil plus the per pupil amount raised by the foundation property tax exceeds the combined district cost per pupil of the district for the budget year. In that case, the district is entitled to receive an amount per pupil equal to the difference between the per pupil amount raised by the foundation property tax for the budget year and the combined district cost per pupil for the budget year.

b. For the budget year commencing July 1, 1999, and for each succeeding budget year the regular program foundation base per pupil is eighty-seven and five-tenths percent of the regular program state cost per pupil. For the budget year commencing July 1, 1991, and for each succeeding budget year the special education support services foundation base is seventy-nine percent of the special education support services state cost per pupil. The combined foundation base is the sum of the regular program foundation base, the special education support services foundation base, the total teacher salary supplement district cost, the total professional development supplement district cost, the total early intervention supplement district cost, the total area education agency teacher salary supplement district cost, and the total area education agency professional development supplement district cost.

c. For the budget year commencing July 1, 1999, the department of management shall add the amount of the additional budget adjustment computed in section 257.14, subsection 1, to the combined foundation base.

3. *Computations rounded.* In making computations and payments under this chapter, except in the case of computations relating to funding of special education support services, media services, and educational services provided through the area education agencies, and the teacher salary supplement, the professional development supplement, and the early intervention supplement, the department of management shall round amounts to the nearest whole dollar.

4. *Legislative review.* The provisions of this chapter shall be subject to legislative review at least every five years. The review shall be based upon a school finance formula status report containing the recommendations of a legislative interim committee appointed to conduct a review of the school finance formula, to be prepared with the assistance of the department of education, in association with the departments of management and revenue. The report shall include recommendations for school finance formula changes or revisions based upon demographic changes, enrollment trends, and property tax valuation fluctuations observed during the preceding five-year interval; an analysis of the operation of the school finance formula during

the preceding five-year interval; and a summary of issues that have arisen since the previous review and potential approaches for their resolution. The first such report shall be submitted to the general assembly no later than January 1, 2005, with subsequent reports developed and submitted by January 1 at least every fifth year thereafter.

## Senate File 372 - Enrolled

PAG LIN

1 1 SENATE FILE 372  
1 2  
1 3 AN ACT  
1 4 REQUESTING THE ESTABLISHMENT OF A STATEWIDE BROADBAND POLICY  
1 5 DEVELOPMENT INTERIM STUDY COMMITTEE.  
1 6  
1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 8  
1 9 Section 1. STATEWIDE BROADBAND POLICY DEVELOPMENT INTERIM  
1 10 STUDY COMMITTEE. The legislative council is requested to  
1 11 establish an interim study committee to evaluate the need for  
1 12 statewide broadband access, the extent to which such access  
1 13 exists, and the necessity for and content of a statewide  
1 14 broadband policy. In conducting the study, the committee  
1 15 shall review exclusively the provisions of the federal  
1 16 communications code and other federal laws affecting the  
1 17 implementation of broadband. The committee shall be composed  
1 18 of ten members, representing both political parties and both  
1 19 houses of the general assembly. Five members shall be members  
1 20 of the senate, three of whom shall be appointed by the  
1 21 majority leader of the senate, and two of whom shall be  
1 22 appointed by the minority leader of the senate. Five members  
1 23 shall be members of the house of representatives, three of  
1 24 whom shall be appointed by the speaker of the house of  
1 25 representatives, and two of whom shall be appointed by the  
1 26 minority leader of the house of representatives. If the  
1 27 committee decides to issue a report on its review of federal  
1 28 law to the general assembly, the report shall be issued by  
1 29 January 15, 2010.

62 21       Sec. 40.   PHARMACY=RELATED ISSUES == INTERIM.

62 22       1.   The legislative council is requested to establish a  
62 23 legislative study committee for the 2009 interim to identify  
62 24 strategies and solutions to address problems arising from  
62 25 inappropriate medication use in the health care system.

62 26       2.   The study committee shall consist of members of the  
62 27 general assembly, and representatives of the department of  
62 28 public health, the Iowa pharmacy association, the Iowa medical  
62 29 society, the Iowa nurses association, wellmark blue cross blue  
62 30 shield, the principal financial group, the university of Iowa  
62 31 college of public health, the Iowa retail federation, the  
62 32 prevention and chronic care management advisory council  
62 33 established in section 135.161, the medical home system  
62 34 advisory council established in section 135.159, the Iowa  
62 35 healthcare collaborative, as defined in section 135.40, the  
63 1 health policy corporation of Iowa, and the Iowa foundation for  
63 2 medical care.

63 3       3.   The study committee shall document the extent and  
63 4 causes of medication use problems and examine potential  
63 5 solutions including medication therapy management programs,  
63 6 evidence=based prescriber education programs, clinical  
63 7 pharmacy services in the primary medical home, collaborative  
63 8 practice models of care, and quality and performance=based  
63 9 payment systems.

63 10       4.   The study committee shall submit a report of its  
63 11 findings and recommendations to the general assembly for  
63 12 consideration during the 2010 legislative session.



## Senate Concurrent Resolution 3 - Introduced

PAG LIN

S.C.R. \_\_\_\_\_ H.C.R. \_\_\_\_\_

1 1 SENATE CONCURRENT RESOLUTION NO.  
1 2 BY BOLKCOM  
1 3 A Concurrent Resolution requesting the legislative  
1 4 council to establish a multigenerational and  
1 5 sustainable housing task force to address the  
1 6 barriers to citizens aging-in-place and to  
1 7 facilitate multigenerational or sustainable  
1 8 living arrangements in communities across the  
1 9 state.  
1 10 WHEREAS, "aging-in-place" means a person's ability  
1 11 to grow older without having to move from the person's  
1 12 home; and  
1 13 WHEREAS, 14.7 percent of Iowa's population is age  
1 14 65 or older, the fifth highest percentage in the  
1 15 United States, and 2.6 percent of Iowa's population is  
1 16 age 85 or older, the third highest percentage in the  
1 17 United States; and  
1 18 WHEREAS, it is projected that by the year 2030,  
1 19 22.4 percent of Iowa's population will be age 65 or  
1 20 older and the growing proportion of older adults will  
1 21 pose significant challenges to Iowa's economic,  
1 22 physical, and social infrastructures; and  
1 23 WHEREAS, the pleasure of living as independently as  
1 24 possible in a familiar environment throughout one's  
1 25 lifetime is an important quality of life component for  
1 26 Iowans who are aging or who have disabilities, and  
1 27 should be supported by the development of explicit  
1 28 public policy; and  
1 29 WHEREAS, multigenerational or sustainable housing  
1 30 serves the dual purpose of facilitating the provision  
2 1 of support services to older adults and children and  
2 2 adults with disabilities by family caregivers while  
2 3 additionally providing shelter for families struggling  
2 4 with the scarcity of accessible and affordable  
2 5 housing; and  
2 6 WHEREAS, it is important to identify structural  
2 7 modifications to housing and other infrastructure that  
2 8 will accommodate the physical, sensory, and functional  
2 9 limitations and needs of older adults and persons with  
2 10 disabilities; and  
2 11 WHEREAS, modifications to existing structures will  
2 12 require individualized assessments by architectural,  
2 13 medical, and construction professionals properly  
2 14 trained to identify barriers for and medical  
2 15 conditions of older adults and persons with  
2 16 disabilities and suggest viable modifications to  
2 17 accommodate these needs; and  
2 18 WHEREAS, if new construction projects and  
2 19 renovations to existing structures incorporate  
2 20 principles of universal design, energy efficiency, and  
2 21 renewable resources which will foster environments  
2 22 that are usable by all people without the need for

2 23 adaptation or specialized design, the projects and  
 2 24 renovations will facilitate future multigenerational  
 2 25 or sustainable living and improve the likelihood that  
 2 26 older adults and persons with disabilities can  
 2 27 age=in=place or remain in their own homes with a high  
 2 28 quality of life and independence; and

2 29 WHEREAS, the public should continue to be educated  
 2 30 about the benefits of universal design, energy  
 3 1 efficiency, and renewable resources and the use of  
 3 2 those principles to facilitate multigenerational or  
 3 3 sustainable living and allow older adults and persons  
 3 4 with disabilities to age=in=place or remain in their  
 3 5 own homes; NOW THEREFORE,

3 6 BE IT RESOLVED BY THE SENATE, THE HOUSE OF  
 3 7 REPRESENTATIVES CONCURRING, That the legislative  
 3 8 council is requested to establish a multigenerational  
 3 9 or sustainable living task force for the 2009 and 2010  
 3 10 interims to address the barriers to older Iowans and  
 3 11 persons with disabilities aging=in=place and to  
 3 12 facilitate multigenerational or sustainable living  
 3 13 arrangements in communities; and

3 14 BE IT FURTHER RESOLVED, That the task force should  
 3 15 consult with, or include as members, representatives  
 3 16 of older Iowans and persons with disabilities,  
 3 17 community developers, architects, or planners who have  
 3 18 expertise in universal design or are designated as  
 3 19 certified aging=in=place specialists, contractors with  
 3 20 experience developing multigenerational or sustainable  
 3 21 homes, contractors with experience renovating existing  
 3 22 homes to facilitate aging=in=place, trade or  
 3 23 professional organizations involved in developing  
 3 24 housing, representatives of the Iowa department of  
 3 25 economic development, the Iowa finance authority, and  
 3 26 the university of Iowa clinical law programs, and  
 3 27 others with expertise in design or construction and  
 3 28 services targeted to the needs of older persons and  
 3 29 persons with disabilities; and

3 30 BE IT FURTHER RESOLVED, That the task force shall  
 4 1 be directed to do all of the following during the 2009  
 4 2 interim:

4 3 1. Examine building and zoning codes at the local  
 4 4 and state levels that present barriers to building a  
 4 5 new home or modifying an existing dwelling into a  
 4 6 multigenerational or sustainable home.

4 7 2. Identify any previous or ongoing state  
 4 8 legislative or local initiatives to facilitate the  
 4 9 creation of multigenerational or sustainable homes.

4 10 3. Examine policies, funding mechanisms, and tax  
 4 11 incentives to encourage and support multigenerational  
 4 12 or sustainable housing.

4 13 4. Review and propose amendments to Iowa's  
 4 14 consolidated plan outlining initiatives for the  
 4 15 federal community development block grant to maximize  
 4 16 opportunities to fund the creation of  
 4 17 multigenerational or sustainable homes.

4 18 5. Identify skills, credentials, and training  
 4 19 needed to certify and inspect existing structures and  
 4 20 new construction for the use of universal design and  
 4 21 sustainable principles, methods, and materials.

4 22 6. Compile examples of best practice in design,

4 23 features, products, and materials and their associated  
 4 24 costs to share with architectural and building  
 4 25 professionals and the general public.

4 26 7. Explore the implementation of an Iowa living  
 4 27 laboratory to construct new housing in five regions of  
 4 28 the state through a design competition utilizing best  
 4 29 practices in universal design and sustainability to  
 4 30 construct single-family, duplex, condominium,  
 5 1 free-standing multiapartment, or rehabilitated  
 5 2 dwellings funded with federal community development or  
 5 3 housing funding or other funds, programs, or  
 5 4 incentives available at the state or local level.

5 5 8. Examine the creation of a state housing  
 5 6 authority to centralize planning and funding of  
 5 7 government housing initiatives to ensure a better  
 5 8 coordinated and cost-effective system; and

5 9 BE IT FURTHER RESOLVED, That the task force shall  
 5 10 be directed to develop recommendations regarding the  
 5 11 following during the 2010 interim:

5 12 1. The establishment of a statewide residential  
 5 13 building code that incorporates at least minimum  
 5 14 universal design, energy efficiency, and  
 5 15 sustainability standards for new construction or for  
 5 16 modifications to an existing structure when state or  
 5 17 federal funding is utilized for new construction or  
 5 18 modifications to housing.

5 19 2. The identification of a minimum set of skills,  
 5 20 credentials, and training needed to implement a  
 5 21 voluntary assessment and certification program on  
 5 22 universal design or sustainable housing construction  
 5 23 and modification.

5 24 3. The funding and implementation of an Iowa  
 5 25 living laboratory on universal design and sustainable  
 5 26 housing to be showcased through local housing shows or  
 5 27 similar events or demonstration projects in each  
 5 28 region in the state.

5 29 4. The preparation and dissemination of  
 5 30 educational materials relating to best practices in  
 6 1 design, features, products, materials, and costs  
 6 2 regarding universal design and sustainable housing to  
 6 3 architects, developers, contractors, other building  
 6 4 professionals, and the general public using all  
 6 5 available media, technologies, and alternate formats.

6 6 5. The establishment of an Iowa housing authority  
 6 7 within state government.

6 8 LSB 2289SS 83

6 9 jp/nh/14

## Senate Resolution 22 - Introduced

PAG LIN

S.R. \_\_\_\_\_ H.R. \_\_\_\_\_

1 1 SENATE RESOLUTION NO.  
1 2 BY BOLKCOM  
1 3 A Resolution requesting a legislative study concerning  
1 4 the licensure of professional midwives.  
1 5 WHEREAS, Iowans are increasingly seeking  
1 6 alternatives to the traditional hospital maternity  
1 7 ward for the delivery of newborns; and  
1 8 WHEREAS, midwives are currently providing  
1 9 unregulated and unlicensed delivery services; and  
1 10 WHEREAS, it is in the public interest that midwife  
1 11 services continue as a licensed profession, in order  
1 12 to best protect the public health, safety, and  
1 13 welfare; NOW THEREFORE,  
1 14 BE IT RESOLVED BY THE SENATE, That the Senate  
1 15 requests the Legislative Council to establish an  
1 16 interim study committee to conduct a review of a  
1 17 request for the establishment of licensure  
1 18 requirements for professional midwives; and  
1 19 BE IT FURTHER RESOLVED, That this interim study  
1 20 committee should be composed of ten legislative  
1 21 members consisting of members from both political  
1 22 parties and both houses of the general assembly and be  
1 23 staffed by the legislative services agency and shall  
1 24 issue its report of recommendations by January 1,  
1 25 2010.  
1 26 LSB 2713SS 83  
1 27 jr/rj/24

## House Concurrent Resolution 9 - Introduced

PAG LIN

H.C.R. \_\_\_\_\_ S.C.R. \_\_\_\_\_

1 1 HOUSE CONCURRENT RESOLUTION NO.  
1 2 BY SMITH and UPMEYER  
1 3 A Concurrent Resolution relating to a legislative  
1 4 health care coverage commission.  
1 5 WHEREAS, if Senate File 389 is enacted by the  
1 6 Eighty-third General Assembly, First Session, a  
1 7 legislative health care coverage commission is created  
1 8 under the authority of the legislative council to  
1 9 develop an Iowa health care reform strategic plan; and  
1 10 WHEREAS, if Senate File 389 is enacted, the  
1 11 legislative health care coverage commission is  
1 12 required to submit quarterly progress reports to the  
1 13 legislative council, and yearly progress reports on  
1 14 January 1, 2010, and on January 1, 2011, to the  
1 15 general assembly, and to conclude its deliberations by  
1 16 July 1, 2011, and submit a final report to the general  
1 17 assembly by October 1, 2011, summarizing the  
1 18 commission's activities, analyzing issues studied, and  
1 19 setting forth options and recommendations for an Iowa  
1 20 health care reform strategic plan that will ensure  
1 21 that all Iowans have access to health care coverage  
1 22 which meets minimum standards of quality and  
1 23 affordability; and  
1 24 WHEREAS, if Senate File 389 is enacted, the  
1 25 legislative council is authorized to employ or  
1 26 contract with a person or persons to assist the  
1 27 commission in carrying out its duties and to gather  
1 28 and coordinate information for the use of the  
1 29 legislative health care coverage commission in its  
1 30 deliberations concerning health reform initiatives,  
2 1 and activities related to the medical home system  
2 2 advisory council, the electronic health information  
2 3 advisory council and executive committee, the  
2 4 prevention and chronic care management advisory  
2 5 council, the direct care worker task force, the health  
2 6 and long-term care access technical advisory  
2 7 committee, the clinicians advisory panel, the  
2 8 long-term living initiatives of the department of  
2 9 elder affairs, medical assistance and hawk=i program  
2 10 expansions and initiatives, prevention and wellness  
2 11 initiatives including but not limited to those  
2 12 administered through the Iowa healthy communities  
2 13 initiative pursuant to Code section 135.27 and through  
2 14 the governor's council on physical fitness and  
2 15 nutrition, health care transparency activities, and  
2 16 other health care reform-related advisory bodies and  
2 17 activities that provide direction and promote  
2 18 collaborative efforts among health care providers  
2 19 involved in the initiatives and activities; and  
2 20 WHEREAS, the legislative council may act  
2 21 independently to create a legislative health care  
2 22 reform commission and to establish its duties; NOW

2 23 THEREFORE,  
 2 24 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE  
 2 25 SENATE CONCURRING, That if Senate File 389 is enacted  
 2 26 by the Eighty-third General Assembly, First Session,  
 2 27 or the legislative council otherwise so acts, the  
 2 28 legislative services agency is authorized and directed  
 2 29 to employ or contract with a person or persons,  
 2 30 subject to the approval of the legislative council, to  
 3 1 assist the legislative health care coverage commission  
 3 2 in carrying out its duties and to gather and  
 3 3 coordinate information for the use of the legislative  
 3 4 health care coverage commission in its deliberations;  
 3 5 and  
 3 6 BE IT FURTHER RESOLVED, That if Senate File 389 is  
 3 7 enacted, or the legislative council otherwise so acts,  
 3 8 the legislative services agency shall select a person  
 3 9 or persons to assist the commission, by considering  
 3 10 applicants who may be qualified by education and  
 3 11 experience with, including but not limited to:  
 3 12 1. A background in health care reform efforts.  
 3 13 2. Knowledge of federal and state public health  
 3 14 care coverage programs and private health insurance  
 3 15 coverage.  
 3 16 3. An ability to assist with methodologies to  
 3 17 provide health care coverage to Iowa's uninsured  
 3 18 population.  
 3 19 4. An understanding of diverse, including  
 3 20 minority, populations.  
 3 21 5. Experience in group facilitation.  
 3 22 6. Organizational, research, and  
 3 23 information-gathering skills.  
 3 24 7. Experience and skills in working in or with  
 3 25 public and private sector entities.  
 3 26 LSB 2735HH 83  
 3 27 av/rj/8

## House Resolution 24 - Introduced

PAG LIN

H.R. \_\_\_\_\_ S.R. \_\_\_\_\_

1 1 HOUSE RESOLUTION NO.  
1 2 BY FORD  
1 3 A Resolution requesting the formation of an interim  
1 4 study committee by the Legislative Council to make  
1 5 recommendations relating to the development and  
1 6 implementation of a statewide wireless broadband  
1 7 network.  
1 8 WHEREAS, the General Assembly finds that access to  
1 9 computers and the internet, and possession of the  
1 10 ability to effectively utilize these technologies, is  
1 11 becoming increasingly important for full participation  
1 12 in this country's economic, political, and social  
1 13 life; and  
1 14 WHEREAS, affordable, high-speed internet access is  
1 15 critical to attracting, growing, and retaining  
1 16 businesses in the highly competitive global  
1 17 marketplace; and  
1 18 WHEREAS, in the digital age, universal connectivity  
1 19 at an affordable price is a necessity for business  
1 20 transactions, education and training, health care, and  
1 21 government services; and  
1 22 WHEREAS, broadband service is proving valuable to  
1 23 the economic transitioning and growth of distressed  
1 24 urban and rural communities; and  
1 25 WHEREAS, while broadband access is generally  
1 26 increasing in availability, the deployment of such  
1 27 technology is lagging in rural areas of this state;  
1 28 and  
1 29 WHEREAS, access to computers and broadband access  
1 30 at home and at school enhances the learning  
2 1 environment for school-age children; and  
2 2 WHEREAS, voice, video, and data technologies are  
2 3 converging so that voice-grade telephone service can  
2 4 be delivered over the same facilities as broadband  
2 5 services; NOW THEREFORE,  
2 6 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
2 7 That the Legislative Council shall establish an  
2 8 interim study committee to make recommendations  
2 9 relating to the development and implementation of a  
2 10 statewide wireless broadband network. The membership  
2 11 of the interim study committee shall include four  
2 12 members of the Senate and four members of the House of  
2 13 Representatives. In conducting the study, members  
2 14 shall consult with representatives from the Governor's  
2 15 office, the department of administrative services, and  
2 16 the department of education, and shall engage  
2 17 consultants and counsel with expertise in issues  
2 18 relating to the creation and operation of large  
2 19 wireless broadband networks to advise and assist the  
2 20 committee in the evaluation of information and data.  
2 21 In conducting its deliberations, the committee shall  
2 22 consider the following:

2 23 1. Timeframes and processes for implementation of  
2 24 a statewide wireless broadband network.  
2 25 2. Evaluation of the state's broadband and  
2 26 wireless communications infrastructure including but  
2 27 not limited to federal communications commission  
2 28 licenses and wireless towers and antennas, and methods  
2 29 for leveraging this infrastructure in a statewide  
2 30 wireless broadband network.  
3 1 3. Assessment of the availability of and need for  
3 2 advanced communications services in unserved or  
3 3 underserved areas within the state.  
3 4 4. Identification of federal and other funding  
3 5 sources for broadband or wireless deployment or  
3 6 education.  
3 7 5. Establishment of public awareness and  
3 8 educational programs to encourage use of broadband  
3 9 services.  
3 10 The study committee shall report its findings and  
3 11 recommendations to the General Assembly for  
3 12 consideration during the 2010 Legislative Session.  
3 13 LSB 2544YH 83  
3 14 rn/nh/5.1

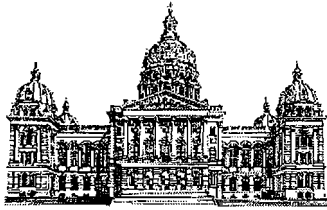


## House Resolution 30 - Introduced

PAG LIN

H.R. \_\_\_\_\_ S.R. \_\_\_\_\_

1 1 HOUSE RESOLUTION NO.  
1 2 BY COMMITTEE ON REBUILD  
1 3 IOWA AND DISASTER RECOVERY  
1 4 (SUCCESSOR TO HSB 265)  
1 5 A Resolution requesting the legislative council to  
1 6 authorize a study of the county emergency  
1 7 management system for the 2009 interim.  
1 8 WHEREAS, the effective management of emergency  
1 9 services in counties is a key element to protecting  
1 10 the safety of citizens when emergencies and disasters  
1 11 occur; and  
1 12 WHEREAS, while Iowa has a strong record of  
1 13 community involvement in responding to emergencies and  
1 14 disaster situations, there is potential for improving  
1 15 the formal systems for responding; NOW THEREFORE,  
1 16 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,  
1 17 That the legislative council is requested to authorize  
1 18 a study of county emergency management systems for the  
1 19 2009 interim; and  
1 20 BE IT FURTHER RESOLVED, That the study should  
1 21 address all areas with potential for improving county  
1 22 emergency management systems, including but not  
1 23 limited to efficiencies, cost-saving measures such as  
1 24 service sharing between and within counties,  
1 25 communications systems, and training programs.  
1 26 LSB 2589HV 83  
1 27 jp/rj/8



## **IOWA SENATE & HOUSE NEWS RELEASE**

April 9, 2009

FOR IMMEDIATE RELEASE

State Senator Staci Appel: (515) 238-0033 (Cell)

State Representative Mary Mascher: (319) 351-2826

### **Fundamentally reorganize state government to increase efficiency, say chairs of House and Senate State Government committees**

The Chairs of the House and Senate State Government committees today called on the Legislature to consider dramatically reorganizing state government to trim costs and make state government more efficient.

“In the face of a global economic recession, the Legislature must explore opportunities for greater coordination and increased efficiency in order to save taxpayer dollars,” said Sen. Staci Appel of Indianola, Chair of the Senate’s State Government Committee.

“Middle-class families across Iowa are going through their budgets with a fine-tooth comb,” said Rep. Mary Mascher of Iowa City, Chair of the House’s State Government Committee. “Now more than ever it’s important for state government to do the same.”

Other states are currently exploring ways to streamline government services. Proposals include offering more services online, eliminating duplication of services across agencies, and improving accountability.

“The silver lining of the recession is that we have an opportunity to restructure and to modernize state government. There’s a renewed focus on government accountability as we are forced to make tough budget choices,” said Appel.

###

May 29, 2009

To: Chairperson Murphy, Vice Chairperson Gronstal, and Members of the  
Studies Committee of the Legislative Council

From: Senator Joe Seng

Re: Study of the Care of Animals in Non-Agricultural Commercial  
Establishments and Enterprises

There was significant debate during the closing days of the 2009 Legislative Session concerning legislation for regulation of pounds, research facilities, animal shelters, pet shops, boarding kennels, commercial kennels, commercial breeders, public auctions, and dealers in cats, dogs, and other pets under Code Chapter 162.

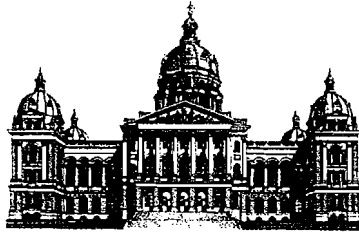
I propose authorizing an interim committee to consider the issues concerning such regulation and make recommendations.

In addition to legislators, the committee should be directed to consult with or should include as members representatives of the Iowa Voters for Companion Animals, the Animal Rescue League of Iowa, the Humane Society of the United States, the Iowa Veterinary Medical Association, the Iowa Department of Agriculture and Land Stewardship, U.S. Department of Agriculture Animal and Plant Health Inspection Service, and Iowa Pet Breeders Association.

**Mary Mascher**  
STATE REPRESENTATIVE  
*Seventy-Seventh District*  
Statehouse: (515) 281-3221  
e-mail –mary.mascher@legis.state.ia.us

**HOME ADDRESS**

40 Gryn Court  
Iowa City, IA 52246  
Home: (319) 351-2826



**House of Representatives**  
State of Iowa  
*Eighty-Third General Assembly*  
STATEHOUSE  
Des Moines, Iowa 50319

**COMMITTEES**

Education  
Human Resources  
Labor  
State Government,  
*Chair*  
Veterans Affairs

April 16, 2009

State Representative Pat Murphy  
Speaker, Iowa House of Representatives  
State Capitol Building  
Des Moines, IA 50319

Senator Mike Gronstal  
Majority Leader, Iowa Senate  
State Capitol Building  
Des Moines, IA 50319

Dear Speaker Murphy and Majority Leader Gronstal:

I am writing to request that an interim study committee be appointed to meet during the 2009 interim to study the issue of requirements for licensure of midwives.

Specifically, I request the interim committee be allowed to meet for three days to conduct a review of a request for the establishment of licensure requirements for professional midwives. I request that the committee be composed of ten legislative members consisting of members from both political parties and both house of the General Assembly. I further request that the committee issue a report of its recommendations to the General Assembly by January 1, 2010.

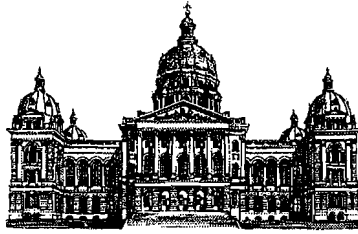
Sincerely,

Mary Mascher  
State Representative  
House District 77

**Steven F. Lukan**  
STATE REPRESENTATIVE  
*Thirty-Second District*  
Statehouse: (515) 281-3221  
e-mail – [steven.lukan@legis.state.ia.us](mailto:steven.lukan@legis.state.ia.us)

**HOME ADDRESS**

1888 Smith Street  
New Vienna, IA 52065  
Home: (563) 921-3725



**House of Representatives**

State of Iowa  
*Eighty-Third General Assembly*  
STATEHOUSE  
Des Moines, Iowa 50319

**ASSISTANT REPUBLICAN LEADER**

**COMMITTEES**

Administration and Rules  
Appropriations  
Commerce  
Environmental Protection  
Public Safety

25 Apr 09  
Senator Jack Kibbe  
Senate President  
Cc Pat Murphy Speaker of the House

Dear Senator Kibbe,

I am submitting to you a written request that you consider adding to the study committees slated for the interim a study of abandoned or unused underground utility facilities.

The reason for this request deals with Mr. Mike Portzen of Portzen Construction in Dubuque. Some time ago the Portzen company was working on a project, and had completed a locate. When they began to dig, they hit a live gas line, causing a tremendous fire and nearly costing an employee his life.

The locate had mistakenly found an abandoned, unused line and not the live line that was located in close proximity. Mr. Portzen has relayed that this is not a unique occurrence and that many cases exist where locates are confused with abandoned and live lines and many times lines are buried well short of appropriate depths for safety.

It is for this reason that I formally request that a study dealing with abandoned and unused utility lines, their impact on the construction industry and ways to make the system safer for all involved.

You may contact Mr. Portzen directly at : Mike Portzen  
205 Stone Valley Dr.  
Dubuque, IA 52003  
1-563-557-7642  
[mportzen@pci-dbq.com](mailto:mportzen@pci-dbq.com)

Thank you for you kind attention to this matter.

Sincerely,

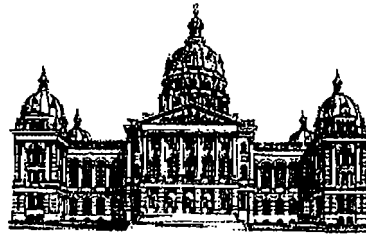
A handwritten signature in black ink, appearing to read 'Steven F. Lukan', written over a horizontal line.

Steven F. Lukan State Representative Dist 32

Sec. \_\_\_\_ STUDY OF ABANDONED OR UNUSED UNDERGROUND UTILITY FACILITIES. The utilities board of the utilities division of the department of commerce shall conduct a study to evaluate the possible need for statutory provisions relating to removal of abandoned or unused underground utility facilities and the possible need for an administrative dispute resolution mechanism addressed to the disruption of any underground utility facilities by excavation or demolition activities. The study may include opportunities for oral and written public comment concerning the subjects described. On or before January 4, 2010, the board shall submit to the general assembly a report describing the study, summarizing any public comments received, and making any recommendations the board deems appropriate.

MATT McCOY  
STATE SENATOR  
*Thirty-first District*  
Polk County  
Statehouse: (515) 281-3371  
e-mail – matt.mccoy@legis.state.ia.us

HOME ADDRESS  
110 35th St  
Des Moines, IA 50312



**The Senate**  
State of Iowa  
*Eighty-third General Assembly*  
STATEHOUSE  
Des Moines, Iowa 50319

COMMITTEES  
  
*Appropriations, Vice Chair*  
*Commerce*  
*Local Government*  
*Transportation*  
*Ways and Means, Vice Chair*  
  
*Transportation, Infrastructure &*  
*Capitals Appropriations*  
*Subcommittee, Chair*

April 16, 2009

Michael Gronstal  
State Capitol  
Des Moines, IA 50319

Dear Senator Gronstal:

During this session, I have brought to the attention of the Senate and the public the cost savings that will result by having one superintendent per county, rather than one per school district. The savings will be further enhanced with districts sharing all central administrative staff and services. The projected savings is more than \$23 million per year with the potential of being closer to \$50 million.

The proposal is a paradigm shift requiring a new way of functioning for school districts. Obviously, we have hundreds of examples where superintendents of large districts and multiple schools get the job done.

I am delighted the conversation regarding this issue has begun around the State along with the larger picture of maximizing resources to improve educational opportunities for students. People all over the State have written expressing a needed change in school organization.

The 2013 school year will be the last for State funding phantom students. This will result in significant revenue lost to small districts. We need to take proactive steps to prepare for 2014. More importantly, we need to study our current public school organization in order to conserve scarce resources.

I request that you form an interim bipartisan School Re-organization Task Force to meet this summer. The charge of the Task Force will be to report back to the second session of the 83 Legislature with recommendations resulting in the significant reduction of the number of public school administrators and administrative costs.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read 'Matt McCoy'. Below the signature, the name 'Matt McCoy' is printed in a small, sans-serif font.

Enclosure: 1

May 7, 2009

Dear Legislative Leaders:

I would like to request an interim committee be appointed this summer to look into ways to promote and expand Iowa's biodiesel industry. During the 2009 Legislative session, the Senate passed SF 464 that imposed a B5 fuel standard. There was not enough time at the end of session to thoroughly review this bill in the House.

It is important to the state of Iowa to promote our biodiesel industry. Biodiesel supports our Iowa farmers. And, we need to reduce our dependence on foreign oil. However, we also need to make sure we have the proper blending equipment and proper ways to enforce blending at the pipeline terminals. We currently have incentives in place that have increased Iowa ethanol usage to 80% of all gasoline sold in Iowa. We need to come up with similar incentives to promote and increase our biodiesel industry.

I believe an interim committee is the proper venue to let all sides of this issue spend some time to come up with a smart way to promote biodiesel in Iowa that will benefit both our farmers and our fuels industry.

Sincerely,

Representative Sharon Steckman



May 15, 2009

To: Chairperson Murphy, Vice Chairperson Gronstal, and Members of the  
Studies Committee of the Legislative Council

From: Representative Nathan Reichert

Re: Study of Government Purchasing

Given the economic situation faced by the state, it is important to consider all opportunities for available savings and for supporting Iowa-based businesses.

I propose authorizing a study committee for the 2009 interim to review purchasing requirements applicable to state and local government agencies, including the preferences for purchases through Iowa State Prison Industries, and to consider options to promote savings and efficiencies, such as requiring the Department of Administrative Services to enter into a multiple source furniture purchasing contract.

Any options recommended by a study should be consistent with existing competitive bidding requirements and preferences for Iowa-based businesses under Iowa Code Section 8A.311 and Iowa State Prison Industries requirements under Section 904.808.

## Senate File 98 - Enrolled

PAG LIN

1 1 SENATE FILE 98  
1 2  
1 3  
1 4 AN ACT  
1 5 ESTABLISHING A LEAN ENTERPRISE OFFICE WITHIN THE DEPARTMENT OF  
1 6 MANAGEMENT.  
1 7  
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 9  
1 10 Section 1. NEW SECTION. 8.70 LEAN ENTERPRISE OFFICE.  
1 11 1. For purposes of this section, "lean" means a  
1 12 business-oriented system for organizing and managing product  
1 13 development, operations, suppliers, and customer relations to  
1 14 create precise customer value, expressed as providing goods  
1 15 and services with higher quality and fewer defects and errors,  
1 16 with less human effort, less space, less capital, and less  
1 17 time than more traditional systems.  
1 18 2. The office of lean enterprise is established in the  
1 19 department of management. The function of the office is to  
1 20 ensure implementation of lean tools and enterprises as a  
1 21 component of a performance management system for all executive  
1 22 branch agencies. Staffing for the office of lean enterprise  
1 23 shall be provided by an administrator appointed by the  
1 24 director of the department of management.  
1 25 3. The duties of the office of lean enterprise may include  
1 26 the following:  
1 27 a. Create strategic and tactical approaches for lean  
1 28 implementation, including integration into state governance  
1 29 and operational systems.  
1 30 b. Lead and develop state government's capacity to  
1 31 implement lean tools and enterprises, including design and  
1 32 development of instructional materials as needed with the goal  
1 33 of integrating continuous improvement into the organizational  
1 34 culture.  
1 35 c. (1) Create demand for lean tools and enterprises in  
2 1 departments.  
2 2 (2) Communicate with agency directors, boards,  
2 3 commissions, and senior management to create interest and  
2 4 organizational will to implement lean tools and enterprises to  
2 5 improve agency results.  
2 6 (3) Provide direction and advice to department heads and  
2 7 senior management to plan and implement departmental lean  
2 8 programs.  
2 9 (4) Direct and review plans for leadership and assist with  
2 10 the selection of process improvement projects of key  
2 11 importance to agency goals, programs, and missions.  
2 12 d. (1) Identify and assist departments in identifying  
2 13 potential lean projects.  
2 14 (2) Continuously evaluate organizational performance in  
2 15 meeting objectives, identify and structure the direction the  
2 16 lean implementation should take to provide greatest  
2 17 effectiveness, and justify critical and far-reaching changes.  
2 18 e. (1) Lead the collection and reporting of data and

2 19 learning related to lean accomplishments.

2 20 (2) Widely disseminate lean results and learning with  
2 21 Iowans, stakeholders, and other members of the public to  
2 22 demonstrate the benefits and return on investment.

2 23 f. (1) Evaluate the effect of unforeseen developments on  
2 24 plans and programs and present to agency directors, boards,  
2 25 commissions, and senior management suggested changes in  
2 26 overall direction.

2 27 (2) Provide input related to proposals regarding new or  
2 28 revised legislation, regulations, and related changes which  
2 29 have a direct impact over the implementation.

2 30 g. Lead the development of alliances and partnerships with  
2 31 the business community, associations, consultants, and other  
2 32 stakeholders to enhance external support and advance the  
2 33 implementation of lean tools and enterprises in state  
2 34 government.

2 35 h. Lead relations with the general assembly and staff to  
3 1 build support for and understanding of lean work in state  
3 2 government.

11 14       Sec. 21.   DEPARTMENT OF ADMINISTRATIVE SERVICES == JOB  
11 15 EVALUATION AND CLASSIFICATION STUDY.  
11 16       1.   For the fiscal year beginning July 1, 2009, and ending  
11 17 June 30, 2010, the department of administrative services shall  
11 18 conduct a job evaluation study of state employees for the  
11 19 purpose of determining whether the job classification and pay  
11 20 grade level of selected state employees are properly  
11 21 determined.  
11 22       2.   In conducting the study, the department shall provide a  
11 23 job evaluation questionnaire to a randomly selected sample of  
11 24 state employees within particular job classifications. The  
11 25 department shall examine each questionnaire and determine,  
11 26 based upon an evaluation system established by the department,  
11 27 whether the particular state employee is properly classified  
11 28 and assigned an appropriate pay grade. If the department  
11 29 makes an initial determination that the state employee is  
11 30 improperly classified, the department shall allow the employer  
11 31 of the state employee a reasonable opportunity to respond to  
11 32 the alleged misclassification. If the department makes a  
11 33 final determination that the state employee is misclassified,  
11 34 the department shall direct the employer of the state  
11 35 employee, within fourteen days of the determination by the  
12   1 department, to properly classify the state employee within the  
12   2 proper job classification and pay grade.

13 26 Sec. 27. Section 8A.402, subsection 2, Code 2009, is  
13 27 amended by adding the following new paragraph:  
13 28 NEW PARAGRAPH. g. (1) (a) Consult with the department  
13 29 of management and discuss and collaborate with executive  
13 30 branch agencies to implement and maintain a policy for  
13 31 increasing the aggregate ratio in the number of employees per  
13 32 supervisor in executive branch agencies to be fourteen  
13 33 employees for one supervisor. For purposes of determining the  
13 34 effects of the policy on the state employee workforce, the  
13 35 base date of July 1, 2008, shall be used and the target date  
14 1 for full implementation shall be July 1, 2011.  
14 2 (b) The policy shall allow appropriation units with  
14 3 twenty-eight or fewer full-time equivalent employee positions  
14 4 to apply for an exception to the policy through the executive  
14 5 council.  
14 6 (c) Before any reduction in supervisory layers is  
14 7 implemented as a result of this paragraph "g", the department  
14 8 shall notify the legislative fiscal committee of the  
14 9 legislative council regarding the proposed reduction. The  
14 10 notification shall include a list of the positions and  
14 11 employment responsibilities to be eliminated or reduced, a  
14 12 list of activities to be eliminated or reduced, and an  
14 13 estimate of the savings expected to result from the  
14 14 elimination or reduction. The legislative fiscal committee  
14 15 shall report to the legislative council concerning the  
14 16 notifications received.  
14 17 (d) The department shall present an interim report to the  
14 18 governor and general assembly on or before April 1, 2010, and  
14 19 a final report on or before April 1, 2011, detailing the  
14 20 effects of the policy on the composition of the workforce,  
14 21 cost savings, government efficiency, and outcomes.  
14 22 (e) The policy developed pursuant to this paragraph "g"  
14 23 shall not encompass employees under the state board of  
14 24 regents, the department of human services, or a judicial  
14 25 district department of correctional services. However, the  
14 26 department of administrative services shall work with the  
14 27 state board of regents, the department of human services, and  
14 28 the judicial district departments of correctional services to  
14 29 advance the policy as a goal for the supervisory staff of  
14 30 these units of state government.  
14 31 (2) Evaluate the state's systems for job classification of  
14 32 executive branch employees in order to ensure the existence of  
14 33 technical skill-based career paths for such employees which do  
14 34 not depend upon an employee gaining supervisory responsibility  
14 35 for advancement, and which provide incentives for such  
15 1 employees to broaden their knowledge and skill base. The  
15 2 evaluation shall include but is not limited to options for  
15 3 eliminating obsolete, duplicative, or unnecessary job  
15 4 classifications. The department shall present interim reports  
15 5 to the general assembly on or before January 15, 2010, and  
15 6 January 14, 2011, concerning the department's progress in  
15 7 completing the evaluation and associated outcomes.  
15 8 (3) In implementing this paragraph "g", give priority to  
15 9 elimination or reduction of middle management employee  
15 10 positions. In addition, prior to the elimination of employee  
15 11 positions other than middle management positions or positions  
15 12 eliminated due to early retirement, priority shall be given to  
15 13 elimination or deferral by executive branch agencies of  
15 14 purchases and out-of-state travel. The department of  
15 15 management shall report quarterly to the legislative fiscal

15 16 committee of the legislative council and to the legislative  
15 17 services agency regarding out-of-state travel authorized by  
15 18 executive branch agencies including a listing by agency of  
15 19 personnel authorized to travel, and the cost and purpose of  
15 20 the travel authorized.

29 8 Sec. 49. UPLAND GAME BIRD STUDY ADVISORY COMMITTEE. An  
29 9 upland game bird study advisory committee is established for  
29 10 the purpose of studying the best ways to restore sustainable  
29 11 and socially acceptable populations of pheasants and quail in  
29 12 the state to maximize the economic value of upland game bird  
29 13 hunting to Iowa's economy while balancing the needs of the  
29 14 agricultural industry.  
29 15 1. The advisory committee shall be composed of the  
29 16 following members:  
29 17 a. One representative from each of the following  
29 18 organizations or entities who, if possible, is involved with  
29 19 policy decisions for that organization or entity, to be  
29 20 appointed by the governor:  
29 21 (1) Iowa association of county conservation boards.  
29 22 (2) Iowa farm bureau federation.  
29 23 (3) Iowa farmers union.  
29 24 (4) Iowa conservation alliance.  
29 25 (5) Pheasants forever.  
29 26 (6) Quails forever.  
29 27 (7) Iowa hospitality association.  
29 28 (8) Izaak Walton league.  
29 29 (9) Iowa realtors association.  
29 30 (10) The department of transportation.  
29 31 (11) Iowa chapter of the sierra club.  
29 32 (12) Iowa sportsmen's federation.  
29 33 (13) Outdoor writer's association.  
29 34 (14) A person who represents a farm land management  
29 35 company.  
30 1 (15) Two persons who are farmers, one who farms in  
30 2 northern Iowa and one who farms in southern Iowa.  
30 3 (16) Two persons who hunt upland game birds, one who  
30 4 resides in northern Iowa and one who resides in southern Iowa.  
30 5 b. Two legislative staff members, one from the staff of  
30 6 United States Senator Tom Harkin and one from the staff of  
30 7 United States Senator Charles Grassley, or their designees.  
30 8 c. The director of the department of natural resources, or  
30 9 a designee.  
30 10 d. The secretary of agriculture, or a designee.  
30 11 e. The director of the department of economic development,  
30 12 or a designee.  
30 13 f. A representative of the United States fish and wildlife  
30 14 service.  
30 15 g. The executive director of the farm service agency, or a  
30 16 designee.  
30 17 i. A member of the state soil conservation committee, or a  
30 18 designee.  
30 19 j. A representative of the Iowa state university fisheries  
30 20 and wildlife cooperative unit.  
30 21 k. Two members of the senate, one of whom is appointed by  
30 22 the majority leader of the senate and one of whom is appointed  
30 23 by the minority leader of the senate.  
30 24 l. Two members of the house of representatives, one of  
30 25 whom is appointed by the speaker of the house of  
30 26 representatives and one of whom is appointed by the minority  
30 27 leader of the house of representatives.  
30 28 2. The director of the department of natural resources or  
30 29 the director's designee shall serve as the chairperson of the  
30 30 advisory committee.  
30 31 3. Legislative members of the committee are eligible for  
30 32 per diem and reimbursement of actual expenses as provided in

30 33 section 2.10.

30 34 4. The committee shall review, analyze, and make  
30 35 recommendations on issues relating to the state's upland game  
31 1 bird population, including but not limited to the following:

31 2 a. The current status of Iowa's upland game bird  
31 3 populations and harvest and habitat management programs.

31 4 b. Current farm programs and their impact on upland game  
31 5 bird populations.

31 6 c. The economic impact and value of Iowa's upland game  
31 7 bird populations to Iowa.

31 8 d. Upland game bird population challenges and programs in  
31 9 other midwestern states.

31 10 e. New and innovative ways to restore sustainable  
31 11 populations of Iowa's upland game birds.

31 12 f. An assessment of public opinion concerning the impact  
31 13 and value of Iowa's upland game bird populations.

31 14 5. The advisory committee shall complete its deliberations  
31 15 in December 2009 and submit a final report to the governor and  
31 16 the general assembly summarizing the committee's activities,  
31 17 analyzing the issues studied, and including any other  
31 18 information or recommendations that the committee deems  
31 19 relevant and necessary by January 10, 2010. Copies of the  
31 20 final report shall be sent to the national resource  
31 21 conservation service, the United States fish and wildlife  
31 22 service, and to members of Iowa's congressional delegation.

31 23 Sec. 50. EFFECTIVE DATE. The section of this Act  
31 24 establishing the upland game bird study advisory committee,  
31 25 being deemed of immediate importance, takes effect upon  
31 26 enactment.



10 1 4. a. A coordinating council is established to facilitate  
10 2 communication between state agencies and the rebuild Iowa  
10 3 office. The rebuild Iowa office shall provide staffing for  
10 4 the council and the executive director of the rebuild Iowa  
10 5 office shall serve as the chairperson. The members of the  
10 6 council shall not receive a per diem and shall not be  
10 7 reimbursed for their actual and necessary expenses while in  
10 8 attendance at any meeting of the council and shall not be  
10 9 reimbursed for their expenses for going to and from a meeting.  
10 10 Legislative members of the commission shall not receive per  
10 11 diem or reimbursement for necessary travel and actual expenses  
10 12 pursuant to section 2.10 or 2.12.

10 13 b. The council shall consist of the director, or the  
10 14 director's designee, of all of the following:

- 10 15 (1) The department of economic development.
- 10 16 (2) The Iowa finance authority.
- 10 17 (3) The department of human services.
- 10 18 (4) The department of education.
- 10 19 (5) The department of cultural affairs.
- 10 20 (6) The college student aid commission.
- 10 21 (7) The department of public health.
- 10 22 (8) The department of workforce development.
- 10 23 (9) The department of public defense, homeland security  
10 24 and emergency management division.
- 10 25 (10) The board of regents.
- 10 26 (11) The department of transportation.
- 10 27 (12) The department of natural resources.
- 10 28 (13) The department of management.
- 10 29 (14) The department of elder affairs.
- 10 30 (15) The department of agriculture and land stewardship.
- 10 31 (16) The office of energy independence.
- 10 32 (17) The Iowa utilities board.
- 10 33 (18) One representative of the Iowa league of cities  
10 34 appointed by the league.
- 10 35 (19) One representative of the Iowa state association of  
11 1 counties appointed by the association.
- 11 2 (20) One representative of a council of governments  
11 3 appointed by the governor.
- 11 4 (21) Four members of the general assembly serving as ex  
11 5 officio, nonvoting members, one representative to be appointed  
11 6 by the speaker of the house of representatives, one  
11 7 representative to be appointed by the minority leader of the  
11 8 house of representatives, one senator to be appointed by the  
11 9 president of the senate after consultation with the majority  
11 10 leader of the senate, and one senator to be appointed by the  
11 11 minority leader of the senate.

11 12 c. The executive director of the rebuild Iowa office may  
11 13 request representation on the council from other state  
11 14 agencies.

11 15 5. All state agencies shall, to the greatest extent  
11 16 practicable, cooperate with and provide support to the rebuild  
11 17 Iowa office.

11 18 6. This section is repealed June 30, 2011.

11 19 Sec. 11. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.  
11 20 This division of this Act, being deemed of immediate  
11 21 importance, takes effect upon enactment, applies retroactively  
11 22 to June 27, 2008, and applies on and after that date.

4 12 i. Prepare, jointly with the department of education and  
4 13 the liaison advisory committee on transfer students, and  
4 14 submit by January 1 annually to the general assembly, an  
4 15 update on the articulation efforts and activities implemented  
4 16 by the community colleges and the institutions of higher  
4 17 education governed by the board.

9 24 8. ARTICLE VIII == STATE COORDINATION.

9 25 a. Each member state shall, through the creation of a  
9 26 state council or use of an existing body or board, provide for  
9 27 the coordination among its agencies of government, local  
9 28 education agencies and military installations concerning the  
9 29 state's participation in, and compliance with, this compact  
9 30 and interstate commission activities. While each member state  
9 31 may determine the membership of its own state council, its  
9 32 membership must include at least: the director of the  
9 33 department of education, superintendent of a school district  
9 34 with a high concentration of military children, representative  
9 35 from a military installation, one representative each from the  
10 1 legislative and executive branches of government, and other  
10 2 offices and stakeholder groups the state council deems  
10 3 appropriate. A member state that does not have a school  
10 4 district deemed to contain a high concentration of military  
10 5 children may appoint a superintendent from another school  
10 6 district to represent local education agencies on the state  
10 7 council.

10 8 b. The state council of each member state shall appoint or  
10 9 designate a military family education liaison to assist  
10 10 military families and the state in facilitating the  
10 11 implementation of this compact.

10 12 c. The compact commissioner responsible for the  
10 13 administration and management of the state's participation in  
10 14 this compact shall be appointed by the governor or as  
10 15 otherwise determined by each member state.

10 16 d. The compact commissioner and the military family  
10 17 education liaison designated in sections 256G.2 and 256G.3  
10 18 shall be ex officio members of the state council, unless  
10 19 either is already a full voting member of the state council.

25 22       Sec. 2. NEW SECTION. 256G.2 COUNCIL ON EDUCATIONAL  
25 23 OPPORTUNITY FOR MILITARY CHILDREN.

25 24       1. A council on educational opportunity for military  
25 25 children is created to provide advice and recommendations  
25 26 regarding this state's participation in and compliance with  
25 27 the interstate compact on educational opportunity for military  
25 28 children in accordance with section 256G.1.

25 29       2. The council shall consist of the following seven  
25 30 members:

25 31       a. The director of the department of education or the  
25 32 director's designee.

25 33       b. The superintendent, or the superintendent's designee,  
25 34 for the school district with the highest percentage per capita  
25 35 of military children during the previous school year.

26 1       c. Two members appointed by the governor, one of whom  
26 2 shall represent a military installation located within this  
26 3 state and one of whom shall represent the executive branch and  
26 4 possess experience in assisting military families in obtaining  
26 5 educational services for their children. The term of each  
26 6 member appointed under this paragraph shall be for four years,  
26 7 except that, in order to provide for staggered terms, the  
26 8 governor shall initially appoint one member to a term of two  
26 9 years and one member to a term of three years.

26 10       d. One member appointed jointly by the president of the  
26 11 senate and the speaker of the house of representatives as  
26 12 provided in sections 2.32A and 69.16B.

26 13       e. The compact commissioner appointed pursuant to section  
26 14 256G.3 and the military family education liaison appointed in  
26 15 accordance with subsection 4, shall serve as nonvoting, ex  
26 16 officio members of the council unless already appointed to the  
26 17 council as voting members. The compact commissioner and the  
26 18 military family education liaison shall serve at the pleasure  
26 19 of the governor.

26 20       3. Nonlegislative members of the council shall serve  
26 21 without compensation, but shall receive their actual and  
26 22 necessary expenses and travel incurred in the performance of  
26 23 their duties. Vacancies on the commission shall be filled for  
26 24 the unexpired portion of the term in the same manner as the  
26 25 original appointments.

26 26       4. The council shall appoint a military family education  
26 27 liaison pursuant to section 256G.1, article VIII of the  
26 28 interstate compact on educational opportunity for military  
26 29 children, to assist military families and the state in  
26 30 facilitating the implementation of this compact.

26 31       5. The council shall comply with the requirements of  
26 32 chapters 21 and 22.

26 33       6. The department of education shall provide  
26 34 administrative support to the council.

2 11       Sec. 3.   Section 256.9, Code 2009, is amended by adding the  
2 12 following new subsection:  
2 13       NEW SUBSECTION.   62.   Report to the general assembly  
2 14 annually by January 1, beginning January 1, 2010, about the  
2 15 necessity of waiving any statutory obligations for school  
2 16 districts, as authorized under section 256.7, due to a  
2 17 disaster as defined in section 29C.2, subsection 1.   The  
2 18 department's report shall specify each waiver and the  
2 19 determination for granting each waiver.   The department shall  
2 20 provide the report to the speaker of the house and president  
2 21 of the senate and to the chairpersons of the appropriate  
2 22 standing committees of the general assembly.

38 17       Sec. 52. NEW SECTION. 256G.4 RESEARCH AND DEVELOPMENT  
38 18 SCHOOL == GOVERNANCE.  
38 19       1. The board of regents shall be the governing entity of  
38 20 the research and development school and as such shall be  
38 21 responsible for the faculty, facility, grounds, and staffing.  
38 22       2. The department shall be the accreditation agency and as  
38 23 such shall serve as the authority on teacher qualification  
38 24 requirements and waiver provisions.  
38 25       3. a. A seventeen=member advisory council is created,  
38 26 composed of the following members:  
38 27       (1) Three standing committee members as follows:  
38 28       (a) The director.  
38 29       (b) The president.  
38 30       (c) The director of the research and development school,  
38 31 serving as an ex officio, nonvoting member.  
38 32       (2) Ten members shall be jointly recommended for  
38 33 membership by the president and the director and shall be  
38 34 jointly approved by the state board of regents and the state  
38 35 board of education, shall serve three=year staggered terms,  
39 1 and shall be eligible to serve for two consecutive three=year  
39 2 terms on the council in addition to any partial, initial term:  
39 3       (a) One member representing prekindergarten through grade  
39 4 six public school teachers, who is also a participating member  
39 5 of a teacher quality committee created pursuant to section  
39 6 284.4, subsection 1, paragraph "c".  
39 7       (b) One member representing grade seven through grade nine  
39 8 public school teachers, who is also a participating member of  
39 9 a teacher quality committee created pursuant to section 284.4,  
39 10 subsection 1, paragraph "c".  
39 11       (c) One member representing grade ten through grade twelve  
39 12 public school teachers, who is also a participating member of  
39 13 a teacher quality committee created pursuant to section 284.4,  
39 14 subsection 1, paragraph "c".  
39 15       (d) One member representing prekindergarten through grade  
39 16 twelve administrators.  
39 17       (e) One member representing area education agencies.  
39 18       (f) One member representing Iowa state university of  
39 19 science and technology.  
39 20       (g) One member representing the university of Iowa.  
39 21       (h) One member representing parents of students at the  
39 22 research and development school.  
39 23       (i) One member representing business and industry.  
39 24       (j) One member representing private colleges in the state.  
39 25       (3) Four members of the general assembly serving as ex  
39 26 officio, nonvoting members, one representative to be appointed  
39 27 by the speaker of the house of representatives, one  
39 28 representative to be appointed by the minority leader of the  
39 29 house of representatives, one senator to be appointed by the  
39 30 majority leader of the senate after consultation with the  
39 31 president of the senate, and one senator to be appointed by  
39 32 the minority leader of the senate.  
39 33       b. One of the members representing public school teachers  
39 34 approved for membership pursuant to paragraph "a",  
39 35 subparagraph (2), subparagraph divisions (a) through (c) shall  
40 1 be an active teacher in the Cedar Falls community school  
40 2 district.  
40 3       c. (1) The advisory council shall review and evaluate the  
40 4 educational processes and results of the research and  
40 5 development school.  
40 6       (2) The advisory council shall provide an annual report to

40 7 the president, the director, the state board of regents, the  
40 8 state board of education, and the general assembly.

61 16       Sec. 160.   COMPULSORY SCHOOL ATTENDANCE AGE == WORKING  
61 17 GROUP.  
61 18       1.   Of the amount appropriated from the human services  
61 19 reinvestment fund created in 2009 Iowa Acts, House File 820,  
61 20 if enacted, to the legislative services agency for the fiscal  
61 21 year beginning July 1, 2009, and ending June 30, 2010,  
61 22 \$115,000 is transferred to the department of education to be  
61 23 used for costs associated with the working group convened  
61 24 pursuant to subsection 2.  
61 25       2.   The department of education shall convene a working  
61 26 group comprised of the director of the department of  
61 27 education, or the director's designee, and other education  
61 28 stakeholders appointed by the department to review supports  
61 29 for students affected by an increase in the compulsory  
61 30 attendance age from sixteen to eighteen years of age. The  
61 31 working group shall consider, at a minimum, the necessity of  
61 32 expansion of support programs and services for such students,  
61 33 online at-risk academy courses, career academies, and current  
61 34 at-risk allowable growth provisions, and full funding of the  
61 35 instructional support levy. The working group shall submit  
62 1 its findings and recommendations, including any proposed  
62 2 changes in policy or statute, to the state board of education  
62 3 and the general assembly by January 15, 2010.



## House File 826 - Enrolled

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1 1 HOUSE FILE 826  
1 2  
1 3 AN ACT  
1 4 RELATING TO THE COMPREHENSIVE RECYCLING PLANNING TASK FORCE.  
1 5  
1 6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 7  
1 8 Section 1. 2008 Iowa Acts, chapter 1109, section 11,  
1 9 subsection 2, paragraphs a and c, are amended to read as  
1 10 follows:  
1 11 a. The task force shall consist of the following voting  
1 12 members:  
1 13 (1) ~~One member selected~~ Three members nominated by the  
1 14 Iowa recycling association. One member shall have expertise  
1 15 in the recycling of paper and cardboard, one member shall have  
1 16 expertise in the recycling of plastic and glass, and one  
1 17 member shall have expertise in the recycling of metals that  
1 18 are not located in or that are not from a scrapyard.  
1 19 (2) One member ~~selected~~ nominated by the Iowa society of  
1 20 solid waste operations.  
1 21 (3) Three members ~~selected~~ nominated by the Iowa society  
1 22 of solid waste operations representing solid waste planning  
1 23 areas of various sizes and from various locations across the  
1 24 state.  
1 25 (4) One member ~~selected~~ nominated by the Iowa league of  
1 26 cities.  
1 27 (5) One member ~~selected~~ nominated by the solid waste  
1 28 association of north America representing private solid waste  
1 29 disposal entities. The member shall have expertise in the  
1 30 hauling of solid waste.  
1 31 (6) The director of the department of natural resources,  
1 32 or the director's designee.  
1 33 (7) One member ~~selected~~ nominated by the Iowa  
1 34 environmental council.  
1 35 (8) One member ~~selected~~ nominated by the league of women  
2 1 voters of Iowa.  
2 2 (9) One member ~~selected~~ nominated by the Iowa wholesale  
2 3 beer distributors association.  
2 4 (10) One member ~~selected~~ nominated by the Iowa beverage  
2 5 association representing juice and soft drink distributors.  
2 6 (11) One member ~~selected~~ nominated by the Iowa bottle bill  
2 7 coalition representing independent redemption centers.  
2 8 (12) One member ~~selected~~ nominated by the Iowa association  
2 9 of counties.  
2 10 (13) One member ~~selected~~ nominated by the Iowa farm bureau  
2 11 federation.  
2 12 (14) One member ~~selected~~ nominated by the Iowa association  
2 13 of business and industry.  
2 14 (15) One member ~~selected~~ nominated by the home builders  
2 15 association of Iowa.  
2 16 (16) The director of the alcoholic beverages division of  
2 17 the department of commerce, or the director's designee.  
2 18 (17) One member ~~selected~~ nominated by keep Iowa beautiful.

2 19 (18) One member ~~selected~~ nominated by the Iowa grocery  
 2 20 industry association.  
 2 21 (19) One member ~~selected~~ nominated by the Iowa dairy foods  
 2 22 association.  
 2 23 (20) One member ~~selected~~ nominated by the petroleum  
 2 24 marketers and convenience stores of Iowa.  
 2 25 (21) One member ~~selected~~ nominated by the Iowa retail  
 2 26 federation.  
 2 27 (22) One member ~~selected~~ nominated by the Iowa wine  
 2 28 growers association.  
 2 29 (23) The director ~~of the department~~ of transportation, or  
 2 30 the director's designee.  
 2 31 (24) One member nominated by the Iowa division of the  
 2 32 Izaak Walton league.  
 2 33 (25) One member nominated by the American chemistry  
 2 34 council.  
 2 35 (26) One member nominated by the Iowa chapter of the  
 3 1 sierra club.  
 3 2 (27) One member representing the brewer industry who is a  
 3 3 member of the beer institute and who sells beer in Iowa and  
 3 4 surrounding states.  
 3 5 c. The voting members shall be appointed by the governor  
 3 6 in compliance with the requirements of sections 69.16, 69.16A,  
 3 7 and 69.19, and shall serve for the duration of the task force.  
 3 8 Sec. 2. 2008 Iowa Acts, chapter 1109, section 11,  
 3 9 subsection 3, paragraph b, is amended to read as follows:  
 3 10 b. Make recommendations for creating and enhancing  
 3 11 comprehensive sustainable recycling programs. Such  
 3 12 recommendations may include methods of collecting and paying  
 3 13 for the recycling of residential, industrial, and commercial  
 3 14 waste, mechanisms for increasing the recycling of construction  
 3 15 and demolition waste, proper disposal of household-generated  
 3 16 medical sharps, and incentives for increasing the recycling of  
 3 17 yard waste, food or other organic waste, hazardous household  
 3 18 waste, and electronic waste.  
 3 19 Sec. 3. 2008 Iowa Acts, chapter 1109, section 11,  
 3 20 subsections 4 and 5, are amended to read as follows:  
 3 21 4. REPORT. The task force shall submit a written report  
 3 22 containing its findings and recommendations to the governor  
 3 23 and the general assembly by January 1, ~~2009~~ 2010.  
 3 24 5. DISSOLUTION. The task force shall complete its duties  
 3 25 no later than January 1, ~~2009~~ 2010, but may complete its  
 3 26 duties and dissolve itself prior to that date.

22 30 5. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION  
22 31 For public broadband technology grants for the deployment  
22 32 and sustainability of high-speed broadband access:  
22 33 ..... \$ 25,000,000  
22 34 a. It is the intent of the general assembly that funds  
22 35 appropriated under this subsection for the deployment and  
23 1 sustainability of high-speed broadband access be used to  
23 2 access any federal funds made available. State and federal  
23 3 funds made available for broadband deployment shall be used to  
23 4 promote universal access to high-speed broadband services for  
23 5 speeds to exceed federal requirements throughout the state for  
23 6 the benefit of Iowans and for the sustainability of such  
23 7 services.  
23 8 b. (1) The utilities board created in section 474.1, the  
23 9 economic development board created in section 15.103, and the  
23 10 telecommunications and technology commission established in  
23 11 section 8D.3 shall establish a joint governance board of  
23 12 fifteen members including the following:  
23 13 (a) Eleven members shall be voting members as follows:  
23 14 (i) Three members representing educational users and local  
23 15 governments including one member representing cities, one  
23 16 member representing counties, and one member representing  
23 17 educational users.  
23 18 (ii) Two members, one representing urban residential users  
23 19 in the state, and one representing rural residential users in  
23 20 the state.  
23 21 (iii) Three members representing broadband and  
23 22 telecommunications providers including one member representing  
23 23 cable providers, one member representing wire-line  
23 24 telecommunications providers, and one member representing  
23 25 wireless providers.  
23 26 (iv) Three members representing the state, including one  
23 27 member designated by the telecommunications and technology  
23 28 commission, one member designated by the economic development  
23 29 board, and one member designated by the utilities board.  
23 30 (b) Four nonvoting, ex-officio members representing the  
23 31 general assembly as follows:  
23 32 (i) Two members appointed from the senate with one member  
23 33 appointed by the majority leader of the senate and one member  
23 34 appointed by the minority leader of the senate.  
23 35 (ii) Two members appointed from the house of  
24 1 representatives with one member appointed by the speaker of  
24 2 the house and one member appointed by the minority leader of  
24 3 the house.  
24 4 (2) Administrative support and planning costs incurred for  
24 5 the governance board shall be provided jointly by the  
24 6 utilities board, the economic development board, and the  
24 7 telecommunications and technology commission. Any necessary  
24 8 rules shall be adopted by the economic development board on  
24 9 behalf of the governance board.  
24 10 (3) A quorum of the governance board shall be a majority  
24 11 of the voting members.  
24 12 c. The governance board established in paragraph "b" shall  
24 13 do all of the following:  
24 14 (1) Establish a comprehensive plan for the deployment and  
24 15 sustainability of high-speed broadband access in areas capable  
24 16 of timely implementation of such access. The plan shall be  
24 17 consistent with federal requirements established for federal  
24 18 funds made available for the purposes of projects that may be  
24 19 considered by the governance board and shall be the basis for

24 20 a comprehensive statewide plan. The governance board shall  
 24 21 seek public input when establishing the plan and the  
 24 22 competitive process established under subparagraph (2).

24 23 (2) Establish a competitive process for the disbursement  
 24 24 of funds made available for the deployment and sustainability  
 24 25 of high-speed broadband services in the form of grants. The  
 24 26 governance board shall only consider applications from parties  
 24 27 seeking to use funds for projects that are sustainable.

24 28 (a) Priority shall be given under the plan to applications  
 24 29 submitted by qualified private providers of high-speed  
 24 30 broadband services.

24 31 (b) The plan shall require collaboration involving  
 24 32 qualified private providers and public entities, as  
 24 33 appropriate.

24 34 (c) The plan shall allow for the participation of public  
 24 35 entities to accomplish project purposes that are financially  
 25 1 feasible in areas of the state that remain unserved or  
 25 2 underserved as a result of a lack of private sector  
 25 3 investment.

25 4 (3) Make recommendations to the general assembly regarding  
 25 5 any necessary legislation needed to further the purposes of  
 25 6 this subsection.

25 7 (4) Establish and maintain separate accounts for the use  
 25 8 of bond proceeds and nonbond proceeds.

25 9 d. Applications submitted shall be designed to accomplish  
 25 10 all of the following:

25 11 (1) Provide minimum broadband capacity throughout the area  
 25 12 as determined by the governance board consistent with any  
 25 13 applicable state and federal law or guidelines. The  
 25 14 governance board shall ensure that the minimum broadband  
 25 15 capacity established meets or exceeds any federal requirements  
 25 16 established with regard to the availability of federal funds,  
 25 17 in the form of grants.

25 18 (2) Provide broadband connections to all business,  
 25 19 government, educational, and residential locations within the  
 25 20 project area.

25 21 (3) Utilize, where appropriate and feasible, existing  
 25 22 privately owned telecommunications fiber infrastructure and  
 25 23 wireless facilities to establish universal access to  
 25 24 high-speed broadband services, as appropriate and consistent  
 25 25 with the priorities established by the governance board for  
 25 26 the competitive process under paragraph "c", subparagraph (2).

25 27 (4) Demonstrate that any project undertaken and funded by  
 25 28 the governance board shall be economically sustainable with no  
 25 29 further government assistance based upon expected revenue  
 25 30 generation.

106 2       Sec. 118. NEW SECTION. 135A.4 GOVERNMENTAL PUBLIC HEALTH  
106 3 ADVISORY COUNCIL.

106 4       1. A governmental public health advisory council is  
106 5 established to advise the department and make policy  
106 6 recommendations to the director of the department concerning  
106 7 administration, implementation, and coordination of this  
106 8 chapter and to make recommendations to the department  
106 9 regarding the governmental public health system. The council  
106 10 shall meet at a minimum of quarterly. The council shall  
106 11 consist of no fewer than fifteen members and no greater than  
106 12 twenty-three members. The members shall be appointed by the  
106 13 director. The director may solicit and consider  
106 14 recommendations from professional organizations, associations,  
106 15 and academic institutions in making appointments to the  
106 16 council.

106 17       2. Council members shall not be members of the  
106 18 governmental public health evaluation committee.

106 19       3. Council members shall serve for a term of two years and  
106 20 may be reappointed for a maximum of three consecutive terms.  
106 21 Initial appointment shall be in staggered terms. Vacancies  
106 22 shall be filled for the remainder of the original appointment.

106 23       4. The membership of the council shall satisfy all of the  
106 24 following requirements:

106 25       a. One member who has expertise in injury prevention.  
106 26       b. One member who has expertise in environmental health.  
106 27       c. One member who has expertise in emergency preparedness.  
106 28       d. One member who has expertise in health promotion and  
106 29 chronic disease prevention.  
106 30       e. One member who has epidemiological expertise in  
106 31 communicable and infectious disease prevention and control.  
106 32       f. One member representing each of Iowa's six public  
106 33 health regions who is an employee of a designated local public  
106 34 health agency or member of a local board of health. Such  
106 35 members shall include a minimum of one local public health  
107 1 administrator and one physician member of a local board of  
107 2 health.

107 3       g. Two members who are representatives of the department.  
107 4       h. The director of the state hygienic laboratory at the  
107 5 university of Iowa, or the director's designee.

107 6       i. At least one representative from academic institutions  
107 7 which grant undergraduate and postgraduate degrees in public  
107 8 health or other related health field and are accredited by a  
107 9 nationally recognized accrediting agency as determined by the  
107 10 United States secretary of education. For purposes of this  
107 11 paragraph, "accredited" means a certification of the quality  
107 12 of an institution of higher education.

107 13       j. Two members who serve on a county board of supervisors.  
107 14       k. Four nonvoting, ex officio members who shall consist of  
107 15 four members of the general assembly, two from the senate and  
107 16 two from the house of representatives, with not more than one  
107 17 member from each chamber being from the same political party.  
107 18 The two senators shall be designated one member each by the  
107 19 majority leader of the senate after consultation with the  
107 20 president and by the minority leader of the senate. The two  
107 21 representatives shall be designated one member each by the  
107 22 speaker of the house of representatives after consultation  
107 23 with the majority leader of the house of representatives and  
107 24 by the minority leader of the house of representatives.

107 25       l. A member of the state board of health who shall be a  
107 26 nonvoting, ex officio member.

107 27 5. The council may utilize other relevant public health  
107 28 expertise when necessary to carry out its roles and  
107 29 responsibilities.

107 30 6. The council shall do all of the following:

107 31 a. Advise the department and make policy recommendations  
107 32 to the director of the department concerning administration,  
107 33 implementation, and coordination of this chapter and the  
107 34 governmental public health system.

107 35 b. Propose to the director public health standards that  
108 1 should be utilized for voluntary accreditation of designated  
108 2 local public health agencies and the department that include  
108 3 but are not limited to the organizational capacity and public  
108 4 health service components described in section 135A.6,  
108 5 subsection 1, by October 1, 2009.

108 6 c. Recommend to the department an accrediting entity and  
108 7 identify the roles and responsibilities for the oversight and  
108 8 implementation of the voluntary accreditation of designated  
108 9 local public health agencies and the department by January 2,  
108 10 2010. This shall include completion of a pilot accreditation  
108 11 process for one designated local public health agency and the  
108 12 department by July 1, 2011.

108 13 d. Recommend to the director strategies to implement  
108 14 voluntary accreditation of designated local public health  
108 15 agencies and the department effective January 2, 2012.

108 16 e. Periodically review and make recommendations to the  
108 17 department regarding revisions to the public health standards  
108 18 pursuant to paragraph "b", as needed and based on reports  
108 19 prepared by the governmental public health evaluation  
108 20 committee pursuant to section 135A.5.

108 21 f. Review rules developed and adopted by the state board  
108 22 of health under this chapter and make recommendations to the  
108 23 department for revisions to further promote implementation of  
108 24 this chapter and modernization of the governmental public  
108 25 health system.

108 26 g. Form and utilize subcommittees as necessary to carry  
108 27 out the duties of the council.

108

122 10       Sec. 135.   EXCHANGE OF ELECTRONIC INDIVIDUALLY IDENTIFIABLE  
122 11 HEALTH INFORMATION.   The executive committee of the electronic  
122 12 health information advisory council created in section  
122 13 135.156, with the technical assistance of the advisory council  
122 14 and the support of the department of public health, shall  
122 15 review the electronic exchange of individually identifiable  
122 16 health information by health care providers for the purpose of  
122 17 treatment with the goal of facilitating informed treatment  
122 18 decisions and providing higher quality and safer care, while  
122 19 protecting the privacy of patients and the security and  
122 20 confidentiality of patient information.   Following the review,  
122 21 the executive committee shall report the results of its review  
122 22 and recommendations, including any proposed changes in state  
122 23 law and rules relating to such information exchange, to the  
122 24 governor and the general assembly no later than December 15,  
122 25 2009.

13 4 11. DEPARTMENT STUDY == REPORT

13 5 The department of human rights shall conduct a study to  
13 6 examine the organization and duties of the department and  
13 7 whether reorganizing the structure of the department could  
13 8 provide enhanced services to Iowans in a more efficient  
13 9 manner. The department shall submit a written report to the  
13 10 general assembly by January 1, 2010, concerning the results of  
13 11 the study, including its findings and recommendations.



## House File 315 - Enrolled

PAG LIN

1 1 HOUSE FILE 315  
1 2  
1 3 AN ACT  
1 4 CREATING AN IOWA COLLABORATION FOR YOUTH DEVELOPMENT COUNCIL  
1 5 AND STATE OF IOWA YOUTH ADVISORY COUNCIL IN THE  
1 6 DEPARTMENT OF HUMAN RIGHTS.  
1 7  
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 9  
1 10 Section 1. NEW SECTION. 216A.132A IOWA COLLABORATION FOR  
1 11 YOUTH DEVELOPMENT COUNCIL == STATE OF IOWA YOUTH ADVISORY  
1 12 COUNCIL.  
1 13 1. DEFINITIONS. For the purposes of this section, unless  
1 14 the context otherwise requires:  
1 15 a. "Youth" means children and young persons who are ages  
1 16 six through twenty-one years.  
1 17 b. "Youth advisory council" means the state of Iowa youth  
1 18 advisory council created by this section.  
1 19 c. "Youth development council" means the Iowa  
1 20 collaboration for youth development council created by this  
1 21 section.  
1 22 2. COLLABORATION COUNCIL CREATED. An Iowa collaboration  
1 23 for youth development council is created as an alliance of  
1 24 state agencies that address the needs of youth in Iowa.  
1 25 3. PURPOSE. The purpose of the youth development council  
1 26 is to improve the lives and futures of Iowa's youth by doing  
1 27 all of the following:  
1 28 a. Adopting and applying positive youth development  
1 29 principles and practices at the state and local levels.  
1 30 b. Increasing the quality, efficiency, and effectiveness  
1 31 of opportunities and services and other supports for youth.  
1 32 c. Improving and coordinating state youth policy and  
1 33 programs across state agencies.  
1 34 4. VISION STATEMENT. All youth development activities  
1 35 addressed by the youth development council shall be aligned  
2 1 around the following vision statement: "All Iowa youth will  
2 2 be safe, healthy, successful, and prepared for adulthood."  
2 3 5. MEMBERSHIP. The youth development council membership  
2 4 shall be determined by the council itself and shall include  
2 5 the directors or chief administrators, or their designees,  
2 6 from the following state agencies and programs:  
2 7 a. Child advocacy board.  
2 8 b. Iowa commission on volunteer service in the office of  
2 9 the governor.  
2 10 c. Department of education.  
2 11 d. Department of human rights.  
2 12 e. Department of human services.  
2 13 f. Department of public health.  
2 14 g. Department of workforce development.  
2 15 h. Governor's office of drug control policy.  
2 16 i. Iowa cooperative extension in agriculture and home  
2 17 economics.  
2 18 j. Office of community empowerment in the department of

2 19 management.

2 20 6. PROCEDURE. Except as otherwise provided by law, the  
2 21 youth development council shall determine its own rules of  
2 22 procedure and operating policies, including but not limited to  
2 23 terms of members. The youth development council may form  
2 24 committees or subgroups as necessary to achieve its purpose.

2 25 7. DUTIES. The youth development council's duties shall  
2 26 include but are not limited to all of the following:

2 27 a. Study, explore, and plan for the best approach to  
2 28 structure and formalize the functions and activities of the  
2 29 youth development council to meet its purpose, and make formal  
2 30 recommendations for improvement to the governor and general  
2 31 assembly.

2 32 b. Review indicator data and identify barriers to youth  
2 33 success and develop strategies to address the barriers.

2 34 c. Coordinate across agencies the state policy priorities  
2 35 for youth.

3 1 d. Strengthen partnerships with the nonprofit and private  
3 2 sectors to gather input, build consensus, and maximize use of  
3 3 existing resources and leverage new resources to improve the  
3 4 lives of youth and their families.

3 5 e. Oversee the activities of the youth advisory council.

3 6 f. Seek input from and engage the youth advisory council  
3 7 in the development of more effective policies, practices, and  
3 8 programs to improve the lives and futures of youth.

3 9 g. Report annually by February 1 to the governor and  
3 10 general assembly.

3 11 8. STATE OF IOWA YOUTH ADVISORY COUNCIL. A state of Iowa  
3 12 youth advisory council is created to provide input to the  
3 13 governor, general assembly, and state and local policymakers  
3 14 on youth issues.

3 15 a. The purpose of the youth advisory council is to foster  
3 16 communication among a group of engaged youth and the governor,  
3 17 general assembly, and state and local policymakers regarding  
3 18 programs, policies, and practices affecting youth and  
3 19 families; and to advocate for youth on important issues  
3 20 affecting youth.

3 21 b. The youth advisory council shall consist of no more  
3 22 than twenty-one youth ages fourteen through twenty years who  
3 23 reside in Iowa. Membership shall be for two-year staggered  
3 24 terms. The department director, or the director's designee,  
3 25 shall select council members using an application process.  
3 26 The department director or the director's designee shall  
3 27 strive to maintain a diverse council membership and shall take  
3 28 into consideration race, ethnicity, disabilities, gender, and  
3 29 geographic location of residence of the applicants.

3 30 c. Except as otherwise provided by law, the youth advisory  
3 31 council shall determine its own rules of procedure and  
3 32 operating policies, subject to approval by the department  
3 33 director or the director's designee.

3 34 d. The youth advisory council shall meet at least  
3 35 quarterly.

4 1 9. LEAD AGENCY. The lead agency for support of the Iowa  
4 2 collaboration for youth development council and the state of  
4 3 Iowa youth advisory council is the department. The department  
4 4 shall coordinate activities and, with funding made available  
4 5 to it for such purposes, provide staff support for the youth  
4 6 development council and the youth advisory council.

70 3     Sec. 180. MEDICAID ENTERPRISE STUDY. The department of  
70 4 human services shall explore incorporating data mining,  
70 5 predictive modeling, and data analytics which may include  
70 6 automated claims review, to address provider overpayments,  
70 7 underpayments, and fraud within the Iowa Medicaid enterprise  
70 8 for the fiscal period beginning July 1, 2006, and ending June  
70 9 30, 2009. The review shall assume only Iowa-specific models,  
70 10 patterns, and trend data. The department shall issue a  
70 11 request for proposals to competitively procure such services  
70 12 no later than August 1, 2009. If the results from the request  
70 13 for proposals demonstrate that such an approach will provide a  
70 14 net benefit to the state, the department shall enter into a  
70 15 contract for such services no later than September 30, 2009.

## House File 562 - Enrolled

PAG LIN

HOUSE FILE 562

1 1  
1 2  
1 3 AN ACT  
1 4 RELATING TO THE COUNCIL ON HUMAN SERVICES AND THE STATE CHILD  
1 5 CARE ADVISORY COUNCIL.  
1 6  
1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 8  
1 9 Section 1. Section 217.2, Code 2009, is amended to read as  
1 10 follows:  
1 11 217.2 COUNCIL ON HUMAN SERVICES.  
1 12 1. a. There is created within the department of human  
1 13 services a council on human services which shall act in a  
1 14 ~~policy-making~~ policymaking and advisory capacity on matters  
1 15 within the jurisdiction of the department. The council shall  
1 16 consist of seven voting members appointed by the governor  
1 17 subject to confirmation by the senate. Appointments shall be  
1 18 made on the basis of interest in public affairs, good  
1 19 judgment, and knowledge and ability in the field of human  
1 20 services. Appointments shall be made to provide a diversity  
1 21 of interest and point of view in the membership and without  
1 22 regard to religious opinions or affiliations. ~~Members~~ The  
1 23 voting members of the council shall serve for six-year  
1 24 staggered terms.  
1 25 b. Each term of a voting member shall commence and end as  
1 26 provided by section 69.19.  
1 27 c. All voting members of the council shall be electors of  
1 28 the state of Iowa. No more than four members shall belong to  
1 29 the same political party and no more than two members shall,  
1 30 at the time of appointment, reside in the same congressional  
1 31 district. At least one member of the council shall be a  
1 32 member of a county board of supervisors at the time of  
1 33 appointment to the council. Vacancies occurring during a term  
1 34 of office shall be filled in the same manner as the original  
1 35 appointment for the balance of the unexpired term subject to  
2 1 confirmation by the senate.  
2 2 2. In addition to the voting members described in  
2 3 subsection 1, the membership of the council shall include four  
2 4 legislators as ex officio, nonvoting members. The four  
2 5 legislators shall be appointed one each by the majority leader  
2 6 of the senate, the minority leader of the senate, the speaker  
2 7 of the house of representatives, and the minority leader of  
2 8 the house of representatives for terms as provided in section  
2 9 69.16B.

18 16       6. It is the intent of the general assembly that the  
18 17 department of human services review the feasibility of  
18 18 expanding categorical food assistance program eligibility in  
18 19 Iowa to at least 160 percent of the applicable federal poverty  
18 20 level and simplifying administrative requirements by  
18 21 eliminating current asset tests for food assistance program  
18 22 eligibility. The department shall estimate the potential  
18 23 economic benefits and fiscal impact of making these changes on  
18 24 individual Iowa families and the state. The department shall  
18 25 report on or before December 15, 2009, concerning the review,  
18 26 providing findings and recommendations, to the persons  
18 27 designated by this division of this Act for submission of  
18 28 reports.

27 20 19. It is the intent of the general assembly that the Iowa  
27 21 autism council established in section 256.35A shall work with  
27 22 the department of human services to review the option of  
27 23 implementing a home and community-based services waiver for  
27 24 individuals up to 21 years of age with autism under the  
27 25 medical assistance program. The council shall present final  
27 26 recommendations to the general assembly by January 15, 2010.

27 27 20. The department shall issue a request for proposals to  
27 28 implement a correct coding initiative for the medical  
27 29 assistance program to promote correct coding of health care  
27 30 services by providers, to evaluate claims submissions, and to  
27 31 prevent improper payment. The department may use a portion of  
27 32 any savings projected to result from the initiative for  
27 33 one-time implementation costs and for on-going costs of the  
27 34 contract to the extent that savings exceed costs of the  
27 35 initiative.

43 11       2. The department shall submit a proposal for closing one  
43 12 state mental health institute and consolidating the services  
43 13 provided at the other state mental health institutes. The  
43 14 proposal shall provide for maintaining the existing levels of  
43 15 beds and services after the consolidation. The proposal shall  
43 16 be developed in coordination with the task force review of the  
43 17 four institutes performed under this section. The department  
43 18 shall incorporate or address the findings and recommendations  
43 19 of the task force in such proposal. The proposal shall be  
43 20 submitted to the persons designated by this division of this  
43 21 Act for submission of reports on or before December 15, 2009.



43 22       3. The department shall staff a task force to be appointed  
43 23 by the governor consisting of knowledgeable citizens to  
43 24 perform an in-depth review of the four state mental health  
43 25 institutes, services provided, public benefits of the services  
43 26 provided, economic effects connected to the presence of the  
43 27 institutes that are realized by the communities in the areas  
43 28 served and the families of personnel, and other public costs  
43 29 and benefits associated with the presence and availability of  
43 30 the four institutes. The review shall be coordinated with the  
43 31 proposal to be developed by the department under this section  
43 32 and shall incorporate or address the proposal findings and  
43 33 recommendations. The task force shall submit a report  
43 34 providing findings and recommendations to the governor and  
43 35 general assembly on or before December 15, 2009.

49 19 3. Notwithstanding provisions to the contrary in chapter  
49 20 217, if necessary to address funding reductions in general  
49 21 administration and field operations, the department may  
49 22 propose and implement reorganization of the departmental  
49 23 administration and field operations during the fiscal year  
49 24 beginning July 1, 2009. At least 30 calendar days prior to  
49 25 implementation of any reorganization, the department shall  
49 26 submit a detailed proposal for the reorganization to the  
49 27 chairpersons and ranking members of the joint appropriations  
49 28 subcommittee on health and human services, the department of  
49 29 management, and the persons designated by this division of  
49 30 this Act for submission of reports, to provide an opportunity  
49 31 for review, and comment, and possible revision of the  
49 32 proposal.

52 19       (2) For the fiscal year beginning July 1, 2009,  
52 20 reimbursement rates for inpatient hospital services shall  
52 21 remain at the rates in effect on June 30, 2009. The Iowa  
52 22 hospital association shall submit information to the general  
52 23 assembly's standing committees on government oversight during  
52 24 the 2010 session of the general assembly regarding actions  
52 25 taken to increase compensation and other costs of employment  
52 26 for hospital staff who provide direct care to patients.

60 1 h. It is the intent of the general assembly that the  
60 2 department of human services continue to convene the workgroup  
60 3 established pursuant to 2008 Iowa Acts, chapter 1187, section  
60 4 33, to develop recommendations to design a quality improvement  
60 5 process for targeted nursing facilities for implementation in  
60 6 the fiscal year beginning July 1, 2010. Recommendations shall  
60 7 include a process that identifies the best practices used in  
60 8 facilities receiving pay-for-performance payment and creates a  
60 9 system to assist other nursing facilities in the  
60 10 implementation of those best practices.

61 12       Sec. 35.   DEPARTMENTAL EFFICIENCIES == BUDGET REDUCTIONS.  
61 13 The departments of elder affairs, public health, human  
61 14 services, and veterans affairs shall develop a plan to  
61 15 maximize efficiencies to reduce their respective FY 2009=2010  
61 16 budgets by five percent beginning in FY 2010=2011. The  
61 17 departments shall collaborate to the extent appropriate to  
61 18 accomplish such reductions. The departments shall report  
61 19 their plans for maximizing efficiencies and reducing their  
61 20 budgets to the individuals specified in this Act to receive  
61 21 reports by December 15, 2009.

62 11       Sec. 39. LEAN GOVERNMENT EXCHANGE. Beginning July 1,  
62 12 2009, the department of human services shall participate in  
62 13 the lean government exchange through consultation with the  
62 14 department of management, office of lean enterprise, to  
62 15 improve the speed and efficiency of departmental and program  
62 16 processes by eliminating waste. The department shall  
62 17 initially apply this methodology to general administration.  
62 18 The department shall submit periodic progress reports  
62 19 regarding such implementation to the persons designated by  
62 20 this division of this Act for submission of reports.

77 24       Sec. 57. MENTAL HEALTH, MENTAL RETARDATION, DEVELOPMENTAL  
77 25 DISABILITIES, AND BRAIN INJURY COMMISSION AND MENTAL HEALTH  
77 26 PLANNING COUNCIL. During the fiscal year beginning July 1,  
77 27 2009, the mental health, mental retardation, developmental  
77 28 disabilities, and brain injury commission and the Iowa mental  
77 29 health planning council established by the department of human  
77 30 services pursuant to federal requirements for the community  
77 31 mental health services block grant, or the officers of such  
77 32 bodies, shall meet at least quarterly to coordinate the  
77 33 efforts of the bodies.

Sec. 18. INTERIM REPORTING - IMPLEMENTATION. The board of parole shall develop and implement the certificate of employability program as provided in section 906.19, as enacted by this Act, by July 1, 2009. The board shall file an interim status report regarding the certificate of employability program development with the general assembly and the legislative services agency by January 1, 2009.



39 35     Sec. 17. The department of human services shall work  
40 1 jointly with the juvenile court and juvenile court services in  
40 2 studying the provision of child abuse information to juvenile  
40 3 court services concerning children under the supervision of  
40 4 juvenile court services, barriers to timely provision of the  
40 5 information, and how the provision of the information can be  
40 6 improved. A final report with findings and recommendations  
40 7 shall be submitted to the governor, supreme court, and general  
40 8 assembly, on or before December 15, 2009.

27 26 It is the intent of the general assembly that each judicial  
27 27 district department of correctional services shall cooperate  
27 28 with and utilize local community-based treatment providers  
27 29 licensed under chapter 125. Each judicial district department  
27 30 of correctional services shall submit a report to the general  
27 31 assembly and to the co-chairpersons and ranking members of the  
27 32 joint appropriations subcommittee on the justice system, and  
27 33 the legislative services agency by December 15, 2009,  
27 34 detailing the utilization of drug court funds allocated in  
27 35 this section.

4 16     Sec. 5.   NEW SECTION.   124.212C   PSEUDOEPHEDRINE ADVISORY  
4 17 COUNCIL == ELECTRONIC MONITORING.  
4 18     1.   The office shall establish a pseudoephedrine advisory  
4 19 council to provide input and advise the office regarding the  
4 20 implementation and maintenance of the statewide real-time  
4 21 central repository established under section 124.212B to  
4 22 monitor sales of pseudoephedrine. The office shall specify  
4 23 the duties, responsibilities, and other related matters of the  
4 24 advisory council.  
4 25     2.   a.   The council shall consist of four licensed  
4 26 pharmacists. The office shall solicit recommendations for  
4 27 membership on the council from the Iowa pharmacy association  
4 28 and Iowa retail federation, and shall appoint members from the  
4 29 recommendations. The council shall include a member from an  
4 30 independent pharmacy, a member from a regional chain pharmacy,  
4 31 and a member from a national chain pharmacy. The license of  
4 32 any member must be current and not subject to disciplinary  
4 33 sanctions.  
4 34     b.   The council shall also consist of four members of the  
4 35 general assembly serving as ex officio, nonvoting members, one  
5 1 representative to be appointed by the speaker of the house of  
5 2 representatives, one representative to be appointed by the  
5 3 minority leader of the house of representatives, one senator  
5 4 to be appointed by the majority leader of the senate after  
5 5 consultation with the president of the senate, and one senator  
5 6 to be appointed by the minority leader of the senate.  
5 7     3.   The council may make recommendations regarding the  
5 8 implementation and maintenance of the statewide real-time  
5 9 central repository monitoring system under section 124.212B.  
5 10     4.   The council shall do the following:  
5 11     a.   Assist the office in implementing and maintaining the  
5 12 statewide real-time central repository monitoring system.  
5 13     b.   Assist the office in developing utilization guidance  
5 14 related to the statewide real-time central repository  
5 15 monitoring system and disseminating such guidance.  
5 16     c.   Assist the office in developing guidelines to ensure  
5 17 patient confidentiality and the integrity of the relationship  
5 18 established by the patient and the patient's health care  
5 19 provider.  
5 20     5.   All members of the council shall receive actual and  
5 21 necessary expenses incurred in the performance of their  
5 22 duties.

## Senate File 108 - Enrolled

PAG LIN

1 1 SENATE FILE 108  
1 2  
1 3 AN ACT  
1 4 RELATING TO THE MEMBERSHIP OF THE PUBLIC SAFETY COMMUNICATIONS  
1 5 INTEROPERABILITY BOARD AND PROVIDING AN EFFECTIVE AND  
1 6 APPLICABILITY DATE PROVISION.  
1 7  
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 9  
1 10 Section 1. Section 80.28, subsection 2, paragraph b, Code  
1 11 2009, is amended to read as follows:  
1 12 b. The following members, to be appointed by the governor  
1 13 from nominees submitted by volunteer and professional  
1 14 organizations associated with the following:  
1 15 (1) Two members who are representatives from municipal  
1 16 police departments.  
1 17 (2) Two members who are representatives of sheriff's  
1 18 offices.  
1 19 (3) Two members who are representatives from fire  
1 20 departments. One of the members shall be a volunteer fire  
1 21 fighter and the other member shall be a paid fire fighter.  
1 22 (4) Two members who are law communication center managers  
1 23 employed by state or local government agencies.  
1 24 (5) One at-large member.  
1 25 Sec. 2. Section 80.28, Code 2009, is amended by adding the  
1 26 following new subsection:  
1 27 NEW SUBSECTION. 2A. In addition to the voting members,  
1 28 the board membership shall include four members of the general  
1 29 assembly with one member designated by each of the following:  
1 30 the majority leader of the senate, the minority leader of the  
1 31 senate, the speaker of the house of representatives, and the  
1 32 minority leader of the house of representatives. A  
1 33 legislative member serves for a term as provided in section  
1 34 69.16B in an ex officio, nonvoting capacity and is eligible  
1 35 for per diem and expenses as provided in section 2.10.

## Senate File 82 - Enrolled

PAG LIN

1 1 SENATE FILE 82  
1 2  
1 3 AN ACT  
1 4 ADDING FOUR NONVOTING MEMBERS TO THE IOWA WORKFORCE DEVELOPMENT  
1 5 BOARD.  
1 6  
1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 8  
1 9 Section 1. Section 84A.1A, subsection 1, Code 2009, is  
1 10 amended to read as follows:  
1 11 1. An Iowa workforce development board is created,  
1 12 consisting of nine voting members appointed by the governor  
1 13 and ~~eight~~ twelve ex officio, nonvoting members. The ex  
1 14 officio, nonvoting members are four legislative members; one  
1 15 president, or the president's designee, of the university of  
1 16 northern Iowa, the university of Iowa, or Iowa state  
1 17 university of science and technology, designated by the state  
1 18 board of regents on a rotating basis; one representative from  
1 19 the largest statewide public employees' organization  
1 20 representing state employees; one president, or the  
1 21 president's designee, of an independent Iowa college,  
1 22 appointed by the Iowa association of independent colleges and  
1 23 universities; ~~and~~ one superintendent, or the superintendent's  
1 24 designee, of a community college, appointed by the Iowa  
1 25 association of community college presidents; one  
1 26 representative of the vocational rehabilitation community  
1 27 appointed by the state rehabilitation council in the division  
1 28 of Iowa vocational rehabilitation services; one representative  
1 29 of the department of education appointed by the state board of  
1 30 education; one representative of the department of economic  
1 31 development appointed by the director; and one representative  
1 32 of the United States department of labor, office of  
1 33 apprenticeship. The legislative members are two state  
1 34 senators, one appointed by the president of the senate after  
1 35 consultation with the majority leader of the senate, and one  
2 1 appointed by the minority leader of the senate from their  
2 2 respective parties; and two state representatives, one  
2 3 appointed by the speaker of the house of representatives after  
2 4 consultation with the majority leader of the house of  
2 5 representatives, and one appointed by the minority leader of  
2 6 the house of representatives from their respective parties.  
2 7 The legislative members shall serve for terms as provided in  
2 8 section 69.16B. Not more than five of the voting members  
2 9 shall be from the same political party. Of the nine voting  
2 10 members, one member shall represent a nonprofit organization  
2 11 involved in workforce development services, four members shall  
2 12 represent employers, and four members shall represent  
2 13 nonsupervisory employees. Of the members appointed by the  
2 14 governor to represent nonsupervisory employees, two members  
2 15 shall be from statewide labor organizations, one member shall  
2 16 be an employee representative of a labor management council,  
2 17 and one member shall be a person with experience in worker  
2 18 training programs. The governor shall consider

2 19 recommendations from statewide labor organizations for the  
2 20 members representing nonsupervisory employees. The governor  
2 21 shall appoint the nine voting members of the workforce  
2 22 development board for a term of four years beginning and  
2 23 ending as provided by section 69.19, subject to confirmation  
2 24 by the senate, and the governor's appointments shall include  
2 25 persons knowledgeable in the area of workforce development.

1 22     Sec. 2. NEW SECTION. 28N.2 MISSISSIPPI RIVER PARTNERSHIP  
1 23 COUNCIL == ESTABLISHMENT AND PROCEDURES.  
1 24     1. A Mississippi river partnership council is established.  
1 25 The purpose of the council is to be a forum for city, county,  
1 26 state, agriculture, business, conservation, and environmental  
1 27 representatives and other stakeholders to discuss matters  
1 28 relevant to the health, management, and use of the Mississippi  
1 29 river. In furthering its purpose the council may work with  
1 30 local communities to develop local and regional strategies,  
1 31 and make recommendations to appropriate state and federal  
1 32 agencies.  
1 33     2. The Mississippi river partnership council may consist  
1 34 of all of the following:  
1 35     a. One nonvoting person appointed by the governor who  
2 1 shall serve as the chairperson of the council.  
2 2     b. Six voting members appointed by the governor, each of  
2 3 whom shall reside in one of the ten Iowa counties bordering  
2 4 the Mississippi river, including all of the following:  
2 5       (1) One member representing soil and water conservation  
2 6 districts.  
2 7       (2) One person representing business.  
2 8       (3) One person representing recreational interests.  
2 9       (4) One person representing conservation interests.  
2 10       (5) One person representing environmental interests.  
2 11       (6) One person representing agricultural interests who is  
2 12 actively engaged in farming.  
2 13     c. Ten voting members appointed by county boards of  
2 14 supervisors, one by each of the ten Iowa counties bordering  
2 15 the Mississippi river.  
2 16     d. Ten voting members appointed by city councils, one each  
2 17 by the council of the largest Iowa city adjacent to the  
2 18 Mississippi river in each county bordering the river.  
2 19     e. Four voting members, each appointed by the heads of the  
2 20 following departments:  
2 21       (1) The department of agriculture and land stewardship.  
2 22       (2) The department of natural resources.  
2 23       (3) The department of economic development.  
2 24       (4) The department of transportation.  
2 25     f. Two members of the senate and two members of the house  
2 26 of representatives, serving as ex officio, nonvoting members.  
2 27 The members may be appointed, one each by the majority leader  
2 28 of the senate, after consultation with the president of the  
2 29 senate, and by the minority leader of the senate, and by the  
2 30 speaker of the house of representatives, after consultation  
2 31 with the majority leader of the house of representatives, and  
2 32 by the minority leader of the house of representatives.  
2 33 Members shall receive compensation pursuant to section 2.12.  
2 34     g. The council may, at its discretion, appoint individuals  
2 35 representing federal agencies or other state agencies or  
3 1 commissions to serve as ex officio, nonvoting members.  
3 2     3. Members of the Mississippi river partnership council,  
3 3 other than members of the general assembly, shall be appointed  
3 4 to serve for three-year terms. However, among the initial  
3 5 appointments, the persons making the appointments of voting  
3 6 members shall coordinate appointments of members to serve  
3 7 terms for less than three years to ensure staggered terms.  
3 8 The persons making the appointments of voting members shall  
3 9 also coordinate appointments to meet the requirements of  
3 10 sections 69.16 and 69.16A.  
3 11     4. The Mississippi river partnership council shall meet at

3 12 least quarterly in one or more Iowa counties bordering the  
3 13 Mississippi river during its first three years of existence  
3 14 and shall meet at least twice a year in one or more Iowa  
3 15 counties bordering the Mississippi river after that time. The  
3 16 council shall meet at any time on the call of the chairperson.

3 17 5. A majority of the voting members of the Mississippi  
3 18 river partnership council constitutes a quorum. Any action  
3 19 taken by the council must be adopted by the affirmative vote  
3 20 of a majority of its voting membership.

3 21 6. Until the Mississippi river partnership council  
3 22 provides for its permanent staffing and support, the east  
3 23 central intergovernmental association, in cooperation with  
3 24 councils of governments and county boards of supervisors in  
3 25 counties adjacent to the Mississippi river, shall be  
3 26 responsible for providing the council with administrative  
3 27 support.

3 28 7. The Mississippi river partnership council may adopt  
3 29 bylaws and rules of operation consistent with this section.

3 30 8. The Mississippi river partnership council, including  
3 31 any of its committees, is a governmental body for purposes of  
3 32 chapter 21 and a government body for purposes of chapter 22.



Sec. 17. ACCOUNTABILITY - AUDIT.

1. By January 15, 2009, the department of workforce development shall submit a written report to the chairpersons and ranking members of the joint appropriations subcommittee on economic development which shall include a list of contracts held by the department and accountability measures in effect for each contract.

2. The auditor of state shall annually conduct an audit of the department of workforce development and shall report the findings of such annual audit, including the accountability of programs of the department, to the chairpersons and ranking members of the joint appropriations subcommittee on economic development. The department shall pay for the costs associated with the audit.

3. The legislative services agency shall conduct an annual review of salaries paid to employees of entities organized under chapter 28E and salaries paid under a contract with the department of workforce development. The legislative services agency shall report its findings to the chairpersons and ranking members of the joint appropriations subcommittee on economic development.

4. The department of management shall work with the department of workforce development to accurately reflect the number of employees within the department of workforce development funded by state and federal sources. The department of management shall issue a report to the joint appropriations subcommittee on economic development regarding such employees and identifying the relative sources of funding by January 15, 2009.

## CHAPTER 77

### SALES AND USE TAX — INDUSTRIAL PROCESSING EXEMPTION STUDY

*H.F. 313*

AN ACT relating to the establishment of an industrial processing exemption study committee and including an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. INDUSTRIAL PROCESSING EXEMPTION STUDY COMMITTEE. Upon enactment of this Act, the department of revenue shall initiate and coordinate the establishment of an industrial processing exemption study committee and provide staffing assistance to the committee. It is the intent of the general assembly that the committee shall include representatives of the department of revenue, department of management, industrial producers including manufacturers, fabricators, printers and publishers, and an association that specifically represents business tax issues, and other stakeholders.

The industrial processing exemption under the sales and use tax is a significant exemption for business. The committee shall study and make legislative and administrative recommendations relating to Iowa's processing exemption to ensure maximum utilization by Iowa's industries.

The committee shall study and make recommendations regarding all of the following:

1. The current sales and use tax industrial processing exemption.
2. The corresponding administrative rules, including a review and recommendation of an administrative rules process relating to the industrial processing exemption prior to filing with the administrative rules review committee.
3. Other states' industrial processing exemptions.
4. Recommendations for change for issues including effectiveness and competitiveness.
5. Development of additional publications to improve compliance.

The committee shall annually report to the general assembly by January 1 of each year through January 1, 2013.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

7. *a.* The department of management, in consultation with the department of revenue, shall coordinate the utility replacement tax task force and provide staffing assistance to the task force. It is the intent of the general assembly that the task force include representatives of the department of management, department of revenue, electric companies, natural gas companies, municipal utilities, electric cooperatives, counties, cities, school boards, and industrial, commercial, and residential consumers, and other appropriate stakeholders. The director of the department of management and the director of revenue shall serve as co-chairpersons of the task force.

*b.* The task force shall study the effects of the replacement tax on local taxing authorities, local taxing districts, consumers, and taxpayers through January 1, 2010. If the task force recommends modifications to the replacement tax that will further the purposes of tax neutrality for local taxing authorities, local taxing districts, taxpayers, and consumers, consistent with the stated purposes of this chapter, the department of management shall transmit those recommendations to the general assembly.

11 15 Sec. 5. NEW SECTION. 16.191 IOWA JOBS BOARD.

11 16 1. An Iowa jobs board is established consisting of eleven  
11 17 members and is located for administrative purposes within the  
11 18 Iowa finance authority. The executive director of the Iowa  
11 19 finance authority shall provide staff assistance and necessary  
11 20 supplies and equipment for the board. The executive director  
11 21 shall budget funds received pursuant to section 16.193 to  
11 22 operate the program including but not limited to paying the  
11 23 per diem expenses of the board members. In performing its  
11 24 functions, the board is performing a public function on behalf  
11 25 of the state and is a public instrumentality of the state.

11 26 2. The membership of the board shall be as follows:

11 27 a. Six members of the general public appointed by the  
11 28 governor.

11 29 b. The director of the department of economic development  
11 30 or the director's designee.

11 31 c. The executive director of the Iowa finance authority or  
11 32 the director's designee.

11 33 d. The director of the department of workforce development  
11 34 or the director's designee.

11 35 e. The executive director of the rebuild Iowa office or  
12 1 the director's designee until June 30, 2011, and then the  
12 2 administrator of the homeland security and emergency  
12 3 management division of the department of public defense or the  
12 4 administrator's designee.

12 5 f. The treasurer of state or the treasurer of state's  
12 6 designee.

12 7 3. a. All public member appointments made pursuant to  
12 8 subsection 2, paragraph "a" shall comply with sections 69.16,  
12 9 69.16A, and 69.16C, and shall be subject to confirmation by  
12 10 the senate.

12 11 b. Three of the public members appointed pursuant to  
12 12 subsection 2, paragraph "a" shall have demonstrable experience  
12 13 or expertise in the field of public financing, architecture,  
12 14 engineering, or major facility development or construction and  
12 15 one of the public members appointed pursuant to subsection 2,  
12 16 paragraph "a", shall be an employee of a not-for-profit  
12 17 organization.

12 18 c. All public members shall be from geographically diverse  
12 19 areas of this state.

12 20 d. All public members shall be appointed to three-year  
12 21 staggered terms and the terms shall commence and end as  
12 22 provided by section 69.19. If a vacancy occurs, a successor  
12 23 shall be appointed to serve the unexpired term. A successor  
12 24 shall be appointed in the same manner and subject to the same  
12 25 qualifications as the original appointment to serve the  
12 26 unexpired term.

12 27 4. The chairperson and vice chairperson of the board shall  
12 28 be designated by the governor from the public members  
12 29 appointed pursuant to subsection 2, paragraph "a". In case of  
12 30 the absence or disability of the chairperson and vice  
12 31 chairperson, the members of the board shall elect a temporary  
12 32 chairperson by a majority vote of those members who are  
12 33 present and voting.

12 34 5. A majority of the board constitutes a quorum.

1 32 Sec. 4. Section 34A.7A, subsection 3, Code 2009, is  
1 33 amended to read as follows:

1 34 3. a. The program manager shall submit an annual report  
1 35 by January 15 of each year to the ~~legislative general~~  
2 1 ~~assembly's standing committees on government oversight~~  
2 2 ~~committee~~ advising the general assembly of the status of E911  
2 3 implementation and operations, including both wire=line and  
2 4 wireless services, the distribution of surcharge receipts, and  
2 5 an accounting of the revenues and expenses of the E911  
2 6 program.

2 7 b. The program manager shall submit a calendar quarter  
2 8 report of the revenues and expenses of the E911 program to the  
2 9 fiscal services division of the legislative services agency.

2 10 c. The ~~legislative general assembly's standing committees~~  
2 11 ~~on government oversight committee~~ shall review the priorities  
2 12 of distribution of funds under this chapter at least every two  
2 13 years.

**421.1A Property assessment appeal board.**

1. A statewide property assessment appeal board is created for the purpose of establishing a consistent, fair, and equitable property assessment appeal process. The statewide property assessment appeal board is established within the department of revenue for administrative and budgetary purposes. The board's principal office shall be in the office of the department of revenue in the capital of the state.

2. *a.* The property assessment appeal board shall consist of three members appointed to staggered six-year terms, beginning and ending as provided in section 69.19, by the governor and subject to confirmation by the senate. Subject to confirmation by the senate, the governor shall appoint from the members a chairperson of the board to a two-year term. Vacancies on the board shall be filled for the unexpired portion of the term in the same manner as regular appointments are made. The term of office for the initial board shall begin January 1, 2007.

*b.* Each member of the property assessment appeal board shall be qualified by virtue of at least two years' experience in the area of government, corporate, or private practice relating to property appraisal and property tax administration. One member of the board shall be a certified real estate appraiser or hold a professional appraisal designation, one member shall be an attorney practicing in the area of state and local taxation or property tax appraisals, and one member shall be a professional with experience in the field of accounting or finance and with experience in state and local taxation matters. No more than two members of the board may be from the same political party as that term is defined in section 43.2.

*c.* The property assessment appeal board shall organize by appointing a secretary who shall take the same oath of office as the members of the board. The board may employ additional personnel as it finds necessary. All personnel employed by the board shall be considered state employees and are subject to the merit system provisions of chapter 8A, subchapter IV.

3. At the election of a property owner or aggrieved taxpayer or an appellant described in section 441.42, the property assessment appeal board shall review any final decision, finding, ruling, determination, or order of a local board of review relating to protests of an assessment, valuation, or application of an equalization order.

4. The property assessment appeal board may do all of the following:

*a.* Affirm, reverse, or modify a final decision, finding, ruling, determination, or order of a local board of review.

*b.* Order the payment or refund of property taxes in a matter over which the board has jurisdiction.

*c.* Grant other relief or issue writs, orders, or directives that the board deems necessary or appropriate in the process of disposing of a matter over which the board has jurisdiction.

*d.* Subpoena documents and witnesses and administer oaths.

*e.* Adopt administrative rules pursuant to chapter 17A for the administration and implementation of its powers, including rules for practice and procedure for protests filed with the board, the manner in which hearings on appeals of assessments shall be conducted, filing fees to be imposed by the board, and for the determination of the correct assessment of property

which is the subject of an appeal.

*f.* Adopt administrative rules pursuant to chapter 17A necessary for the preservation of order and the regulation of proceedings before the board, including forms or notice and the service thereof, which rules shall conform as nearly as possible to those in use in the courts of this state.

5. The property assessment appeal board shall employ a competent attorney to serve as its general counsel, and assistants to the general counsel as it finds necessary for the full and efficient discharge of its duties. The general counsel is the attorney for, and legal advisor of, the board. The general counsel or an assistant to the general counsel shall provide the necessary legal advice to the board in all matters and shall represent the board in all actions instituted in a court challenging the validity of a rule or order of the board. The general counsel shall devote full time to the duties of the office. During employment as general counsel to the board, the counsel shall not be a member of a political committee, contribute to a political campaign, participate in a political campaign, or be a candidate for partisan political office. The general counsel and assistants to the general counsel shall be considered state employees and are subject to the merit system provisions of chapter 8A, subchapter IV.

6. The members of the property assessment appeal board shall receive compensation from the state commensurate with the salary of a district judge through December 31, 2013. The members of the board shall be considered state employees for purposes of salary and benefits. The members of the board and any employees of the board, when required to travel in the discharge of official duties, shall be paid their actual and necessary expenses incurred in the performance of duties.

7. *a.* Effective January 1, 2012, a property assessment appeal board review committee is established. Staffing assistance to the committee shall be provided by the department of revenue. The committee shall consist of six members of the general assembly, two appointed by the majority leader of the senate, one appointed by the minority leader of the senate, two appointed by the speaker of the house of representatives, and one appointed by the minority leader of the house of representatives; the director of revenue or the director's designee; a county assessor appointed by the Iowa state association of counties; and a city assessor appointed by the Iowa league of cities.

*b.* The property assessment appeal board review committee shall review the activities of the property assessment appeal board since its inception. The review committee may recommend the revision of any rules, regulations, directives, or forms relating to the activities of the property assessment appeal board.

*c.* The review committee shall report to the general assembly by January 15, 2013. The report shall include any recommended changes in laws relating to the property assessment appeal board, the reasons for the committee's recommendations, and any other information the committee deems advisable.

2005 Acts, ch 150, §121; 2006 Acts, ch 1185, §30; 2007 Acts, ch 215, §27

Confirmation, see §2.32

For future repeal of this section effective July 1, 2013, see 2005 Acts, ch 150, §134

Subsection 6 amended

**321M.9 Financial responsibility.**

1. *Fees to counties.* Notwithstanding any other provision in the Code to the contrary, the county treasurer of a county authorized to issue driver's licenses under this chapter shall retain for deposit in the county general fund seven dollars of fees received for each issuance or renewal of driver's licenses and nonoperator's identification cards, but shall not retain any moneys for the issuance of any persons with disabilities identification devices. The five dollar processing fee charged by a county treasurer for collection of a civil penalty under section 321.218A or 321A.32A shall be retained for deposit in the county general fund. The county treasurer shall remit the balance of fees and all civil penalties to the department.

2. *Digitized photolicensing equipment.*

a. The department shall pay for all digitized photolicensing equipment, including that used by the department and authorized for use by issuing counties under this subsection. Moneys from the road use tax fund shall be used, subject to appropriation by the general assembly, for payment of costs associated with the purchase or lease of digitized photolicensing equipment.

b. An issuing county shall be entitled to one set of digitized photolicensing equipment, unless the county was served at multiple sites by the department, in which case the county shall be entitled to two sets of digitized photolicensing equipment.

3. *Other equipment.* The department shall pay for all other equipment needed by a county to participate in county issuance, comparable to the equipment provided for issuance activities by a department itinerant team, with the exception of the following:

a. Office furniture.

b. Computer hardware needed to access department computer databases, facsimile machines used to transmit documents between the department and the county, and similar office equipment of a general nature that is not dedicated solely or primarily to the issuance process.

★4. *Periodic fee adjustment.* The auditor of state, in consultation with the state department of transportation and the Iowa county treasurers association, shall conduct a study of the fiscal impact of the county driver's license issuance program and report its findings and recommendations to the general assembly prior to January 1, 2006, and repeat the study and reporting every four years thereafter. The auditor of state's costs for conducting the study shall be paid by the department. The study shall include a comparison of the cumulative costs to issue driver's licenses and nonoperator's identification cards under both the state department of transportation program and the county issuance program. The study shall be based on those issuance activities that are common to both programs. Prior to the study period, the auditor of state shall meet with the department and the county treasurers association to determine the study methodology to ensure appropriate accounting for time and cost during the study. The findings and recommendations submitted by the auditor of state shall be considered by the general assembly in adjusting the amount of the fees retained by the county treasurers for issuance of driver's licenses and nonoperator's identification cards.